



Journal of the Senate

Number 5—Regular Session

Wednesday, March 22, 2006

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[See end of Journal for Bill Action Summary]

CALL TO ORDER

The Senate was called to order by President Lee at 9:00 a.m. A quorum present—40:

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

PRAYER

The following prayer was offered by the Most Rev. Thomas G. Wenski, Bishop of Orlando:

O God, all powerful creator and loving Father of all mankind, maker of nature and nature's law: you are the source of the inalienable rights which the union of our states "in one nation under God" was formed to protect and to promote.

We ask you to look lovingly upon the Senate of this great State of Florida as its members convene this morning to seek to provide for the common good of our people.

You know what is in the human heart and you justly judge the rectitude of our intentions. May these senators in their deliberations today be guided by your wisdom.

And, may they rely on the protection of your divine providence which you in your goodness have extended over our nation and our state from its beginnings. In your name, I pray. Amen.

PLEDGE

Senate Pages Megan Campbell of Ormond Beach; James "Jim" Stephens of Greenville; Elita "Joy" Fulford of Tallahassee; and Melissa

Kotchman of Seminole, led the Senate in the pledge of allegiance to the flag of the United States of America.

ADOPTION OF RESOLUTIONS

On motion by Senator Crist—

By Senator Crist—

SR 2136—A resolution honoring Hillsborough County's 2005 Award Winners of the Florida Migrant Interstate Program.

WHEREAS, the Florida Migrant Interstate Program, an entity of the Florida Department of Education, annually recognizes certain individuals for their achievements as scholars or as recruiters, teachers, or administrators, and

WHEREAS, among the five 2005 award winners from Hillsborough County, one of the two Exemplary Migrant Scholars of the Year is Erica Reynoso, 65th in a Durant High School class of 512, having taken 29 honor classes, 2 advanced placement classes, and 2 dual enrollment courses with Hillsborough Community College while tutoring middle school students and working in the strawberry fields and the local supermarket, and

WHEREAS, Emanuel Lucas, also a Durant graduate, has worked in the fields since the age of 10; is the first migrant student at Durant to be President of the French Club; is the first to make the varsity football team while also volunteering in the community; and has been accepted to attend the University of South Florida, and

WHEREAS, Migrant Recruiter of the Year Rogelio Villanueva, of Plant City, is active with the Redlands Christian Migrant Association and on several related committees while collecting and making accessible to migrant families information as to available resources pertinent to their sustainability, and

WHEREAS, the Migrant Teacher/Educator of the Year is Juanita Cannon, who has spent the past 27 years helping migrant children and families gain access to medical, health, social, and academic services provided by the School District of Hillsborough County Migrant Program, and

WHEREAS, Migrant Administrator of the Year Ann Cranston oversees the College Assistance Migrant Program at the University of South Florida, which provides to migratory children financial assistance toward the completion of college, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate commends Erica Reynoso, Emanuel Lucas, Rogelio Villanueva, Juanita Cannon, and Ann Cranston for their outstanding accomplishments and enthusiastically endorses the recognition by the Florida Migrant Interstate Program of these five extraordinary people.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to each award recipient as a tangible token of the sentiments of the Florida Senate.

—was introduced out of order and read by title. On motion by Senator Crist, **SR 2136** was read the second time in full and adopted.

At the request of Senator Klein—

By Senators Klein, Campbell, Pruitt and Rich—

SR 2768—A resolution expressing appreciation to Sherry Plymale for her leadership in public service.

WHEREAS, Sherry Plymale has a long and distinguished record of dedicated public service to the people of Florida, and

WHEREAS, Sherry Plymale has given generously of her time, talents, and expertise to bring Florida's system of public education to new levels of efficiency, effectiveness, and accountability, and

WHEREAS, Sherry Plymale has played an important personal role in the governance of Florida's public universities through her exemplary service as vice chair and chair of the Florida Atlantic University Board of Trustees, and

WHEREAS, Sherry Plymale has over a period of many years shown herself to be dedicated to the betterment of the State of Florida through her valuable contributions to Leadership Florida, the Florida Chamber of Commerce, the Florida Board of Community Colleges, the Healthy Kids Corporation, and other organizations operating in the public interest, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate offers sincere thanks to Sherry Plymale for her dedicated, effective, and untiring public service work, which has made a real difference in the lives of countless Floridians.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Sherry Plymale as a token of the sentiments of the Florida Senate.

—**SR 2768** was introduced, read and adopted by publication.

At the request of Senator Wilson—

By Senator Wilson—

SR 2772—A resolution recognizing March 22, 2006, as “Chronic Kidney Disease Awareness Day.”

WHEREAS, more than 20 million Americans, about one in nine adults, suffer from a form of chronic kidney disease and, of these, more than 8 million have significantly reduced kidney function that, if left untreated, may progress to the more severe stage of chronic kidney disease, known as end-stage renal disease, and

WHEREAS, chronic kidney disease and end-stage renal disease affect approximately 400,000 Americans, of which nearly 19,000 are Floridians, and

WHEREAS, of the approximate 19,000 Floridians afflicted with end-stage renal disease, approximately 39 percent are African American and 16 percent are Hispanic, and

WHEREAS, the only treatment options for patients having end-stage renal disease is kidney transplantation or dialysis and, as kidney transplantation is limited due to the severe shortage of donor organs, most end-stage renal disease patients require 4-hour dialysis treatment three times per week, and

WHEREAS, end-stage renal disease patients also suffer from multiple co-morbid conditions such as diabetes, hypertension, heart disease, anemia, bone disease, and malnutrition, and therefore require a regimen of medication therapy, dietary restrictions, and laboratory testing provided at their primary point of care, the dialysis facility, in order to maintain their lives, and

WHEREAS, the multidisciplinary care provided at the dialysis facility to patients having end-stage renal disease has resulted in significant improvements in patient outcomes and has enhanced the quality of life for this patient population, and

WHEREAS, most end-stage renal disease patients rely primarily on Medicare and Medicaid to cover the costs of their life-sustaining care, which includes dialysis treatment, medications, laboratory testing, and,

as necessary, transportation services to the dialysis facility, and, as a consequence, any changes in Medicare and Medicaid eligibility, coverage, or benefits place this vulnerable patient population significantly at risk, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That March 22, 2006, is recognized as “Chronic Kidney Disease Awareness Day” in Florida in the hope that all possible support will continue to be extended to end-stage renal disease patients in Florida and throughout the country and world.

—**SR 2772** was introduced, read and adopted by publication.

At the request of Senator Argenziano—

By Senator Argenziano—

SR 2790—A resolution honoring women in Florida agriculture.

WHEREAS, Florida's agricultural industry has a significant impact on the economy of the state, and 18 percent of the farmers in Florida are women, and

WHEREAS, women are key to development of rural areas through their contributions to sustainable agriculture and food security, and

WHEREAS, as Florida's agricultural industry has changed dramatically during the past 20 years, so too has the role of the state's farming women, and

WHEREAS, women in agriculture are being called upon to educate the public about farm issues and farm life and to represent agriculture in the public policy arena, and

WHEREAS, women in agriculture are directly involved in production, and a growing number are serving in political leadership positions on the state and local levels, and

WHEREAS, the American Agri-Women are holding their National Convention in Miami in 2006, and March 21, 2006, is an appropriate day on which to honor women in Florida agriculture, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate proudly recognizes and enthusiastically salutes all women involved in Florida's agricultural industry and commends them for their vital role in protecting the state's agricultural environment.

—**SR 2790** was introduced, read and adopted by publication.

At the request of Senator Lawson—

By Senator Lawson—

SR 2794—A resolution honoring Antoinette McTurner Humphries, former First Lady of Florida Agricultural and Mechanical University.

WHEREAS, Antoinette McTurner Humphries was born on November 9, 1941, to Louis and Ida McTurner of Pittsburgh, Pennsylvania, and graduated from Tennessee State University in Nashville, Tennessee, and

WHEREAS, Antoinette was a devoted wife in marriage to Dr. Frederick S. Humphries and from this union three children were born: Frederick S. Jr.; Robin Tanya; and Laurence A. Humphries, and

WHEREAS, Antoinette was a proud and active member of Links, Incorporated; Girlfriends, Incorporated; and Delta Sigma Theta Sorority; and was a Founding Member of the Reston, Virginia Chapter of Jack and Jill of America, and

WHEREAS, from 1974 to 1985, Antoinette was First Lady of Tennessee State University, where her husband, Dr. Frederick Humphries, served as its President, and

WHEREAS, in 1985, Dr. Frederick Humphries became President of Florida Agricultural and Mechanical University in Tallahassee, Florida,

where Antoinette moved and resumed her duties as First Lady until 2001, and

WHEREAS, Antoinette was a patron and supporter of the arts, the humanities, and the theatre at Florida A&M University where she hosted numerous receptions for honored guests at the President's home and generated support for corporate America's Industry Cluster Members Program by preparing a most sumptuous opening reception every year where participants indulged in meaningful social gatherings and discussions in the President's home and in the nationally recognized hospitality of the First Lady, and

WHEREAS, Antoinette also unselfishly opened the President's home to college students, many who later became part of the Humphries extended family, where she counseled them on the importance of completing their education, staying the course, and making a positive contribution to society, and

WHEREAS, Antoinette Humphries was an avid fan of Florida A&M University's football program and hosted an annual dinner for the players and coaches, and

WHEREAS, Antoinette also recognized the university faculty, staff, and students who did not often receive recognition for their good works by arranging the annual "Toni Awards" under the tutelage of the late Colonel Bernard Hendricks, (Ret.), where she headed a committee that selected and provided scholarships to students in theatre and provided awards and recognition to faculty and staff who gave their time and efforts untiringly to others, and

WHEREAS, Antoinette also involved the university faculty and staff in the annual "FAMU Christmas Toy Drive" for needy families in Gresham, Apalachicola, and Tallahassee where she personally delivered toys to families in these areas, and

WHEREAS, Mrs. Humphries was an avid supporter of Rickards High School in Tallahassee, Florida, where she honored students in the arts and opened the President's home for fundraisers to support the needs and efforts of the high school, and

WHEREAS, Florida A&M University's First Lady Antoinette Humphries impressively produced warm, yet elegant, events for international visitors, advisory groups, delegations from African and European countries, various federal and state agencies, and the White House for more than 16 years and continuously promoted the university in achieving its reputation as one of the most highly regarded institutions of higher education by, most notably, hosting Mr. Jean-Paul Goude, the choreographer of the "Bastille Day Parade" of Paris, France, who later selected FAMU's Marching 100 as the representative from the United States during France's Bicentennial Celebration in 1989, and

WHEREAS, on Wednesday, March 15, 2006, Antoinette Humphries passed away in Orlando, Florida, surrounded by her family, and will be laid to rest on Thursday, March 23, 2006, in Pittsburgh, Pennsylvania, and

WHEREAS, Mrs. Antoinette Humphries will be forever remembered as Florida A&M University's First Lady with the warm smile, pleasing personality, and generous heart, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Senate honors Antoinette McTurner Humphries, a beloved wife and mother who, through her work as the First Lady of Florida A&M University, dedicated her service to the faculty, staff, and students at Florida A&M University and the surrounding Tallahassee community.

—**SR 2794** was introduced, read and adopted by publication.

BILLS ON THIRD READING

Consideration of **SB 1004** was deferred.

CS for SB 162—A bill to be entitled An act relating to building designations; designating the Department of Environmental Protection building and laboratory on the site at 2600 Blair Stone Road in Tallahas-

see as the "Bob Martinez Center"; directing the Department of Management Services to erect suitable markers; providing an effective date.

—was read the third time by title.

On motion by Senator Fasano, **CS for SB 162** was passed and certified to the House. The vote on passage was:

Yeas—40

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|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SPECIAL GUESTS

Senator Fasano introduced the following guests who were present in the gallery: Former Governor Bob Martinez and his wife, Mary Jane.

CS for CS for SB 248—A bill to be entitled An act relating to automated external defibrillators; requiring certain high schools to have an automated external defibrillator on the school grounds; encouraging public and private partnerships to cover certain costs associated with automated external defibrillators; providing an effective date.

—was read the third time by title.

On motion by Senator Constantine, **CS for CS for SB 248** was passed and certified to the House. The vote on passage was:

Yeas—40

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|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peadar |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 1270—A bill to be entitled An act relating to the Advisory Council on Condominiums; requiring that council review certain provisions related to protections for purchasers of condominium conversions; requiring a report to the Legislature; providing an effective date.

—was read the third time by title.

On motion by Senator Margolis, **SB 1270** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 542—A bill to be entitled An act relating to the Florida Birth-Related Neurological Injury Compensation Plan; amending s. 766.309, F.S.; requiring the administrative law judge to determine whether factual determinations regarding required notice to obstetrical patients of participation in the plan are satisfied; providing exclusive jurisdiction to make such determinations; providing legislative intent; amending s. 766.315, F.S.; authorizing the State Board of Administration to invest and reinvest funds held on behalf of the plan pursuant to certain requirements; providing an effective date.

—was read the third time by title.

On motion by Senator Jones, **SB 542** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

CS for SB 1506—A bill to be entitled An act relating to insurance; amending ss. 626.9913, 626.99175, 627.836, 651.026, and 651.0261, F.S., relating to viatical settlement providers, premium finance companies, and continuing care providers; authorizing the Financial Services Commission to require by rule that certain statements or filings be submitted by electronic means in a certain format; amending s. 628.281, F.S.; authorizing the Office of Insurance Regulation to require that certain records or copies be submitted by remote electronic access; providing an effective date.

—was read the third time by title.

On motion by Senator Alexander, **CS for SB 1506** was passed and certified to the House. The vote on passage was:

Yeas—40

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| Mr. President | Atwater | Campbell |
| Alexander | Baker | Carlton |
| Argenziano | Bennett | Clary |
| Aronberg | Bullard | Constantine |

| | | |
|---------------------|----------|------------|
| Crist | King | Saunders |
| Dawson | Klein | Sebesta |
| Diaz de la Portilla | Lawson | Siplin |
| Dockery | Lynn | Smith |
| Fasano | Margolis | Villalobos |
| Garcia | Miller | Webster |
| Geller | Peaden | Wilson |
| Haridopolos | Posey | Wise |
| Hill | Pruitt | |
| Jones | Rich | |

Nays—None

On motion by Senator Campbell, by two-thirds vote **HB 201** was withdrawn from the Committees on Transportation; and Judiciary.

On motion by Senator Campbell, by two-thirds vote—

HB 201—A bill to be entitled An act relating to nonjudicial sale of vessels; amending s. 328.17, F.S.; revising notice requirements of a marina having a possessory lien on a vessel for unpaid costs, charges, or fees prior to nonjudicial sale of the vessel, including expenses for the removal and disposal of certain vessels in a wrecked, junked, or substantially dismantled condition; reducing the time allowed to pay the fees, charges, and costs giving rise to the lien prior to sale of the vessel; providing for suspending application for a certain time after a named storm; revising requirements with respect to perfection of and priority over prior or other liens; providing an effective date.

—a companion measure, was substituted for **CS for SB 648** and by two-thirds vote read the second time by title. On motion by Senator Campbell, by two-thirds vote **HB 201** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Aronberg | Garcia | Pruitt |
| Atwater | Geller | Rich |
| Baker | Haridopolos | Saunders |
| Bennett | Hill | Sebesta |
| Bullard | Jones | Siplin |
| Campbell | King | Smith |
| Carlton | Klein | Villalobos |
| Clary | Lawson | Webster |
| Constantine | Lynn | Wilson |
| Crist | Margolis | Wise |
| Dawson | Miller | |

Nays—2

| | |
|------------|--------|
| Argenziano | Fasano |
|------------|--------|

SB 1756—A bill to be entitled An act relating to succession to the office of Governor; amending s. 14.055, F.S.; deleting the Secretary of State, Comptroller, Treasurer, and Commissioner of Education from the order of succession to the office of Governor; providing that the Chief Financial Officer shall become Governor upon vacancies in the offices of Governor, Lieutenant Governor, and Attorney General; providing an effective date.

—was read the third time by title.

On motion by Senator Sebesta, **SB 1756** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|-------------|---------------------|
| Mr. President | Bennett | Crist |
| Alexander | Bullard | Dawson |
| Argenziano | Campbell | Diaz de la Portilla |
| Aronberg | Carlton | Dockery |
| Atwater | Clary | Fasano |
| Baker | Constantine | Garcia |

| | | |
|-------------|----------|------------|
| Geller | Margolis | Siplin |
| Haridopolos | Miller | Smith |
| Hill | Peaden | Villalobos |
| Jones | Posey | Webster |
| King | Pruitt | Wilson |
| Klein | Rich | Wise |
| Lawson | Saunders | |
| Lynn | Sebesta | |

Nays—None

SB 1198—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; providing for the adoption of the 2006 version of the Internal Revenue Code; providing for retroactive operation; providing an effective date.

—was read the third time by title.

On motion by Senator Atwater, **SB 1198** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SB 1400—A bill to be entitled An act relating to psychotherapist-patient privilege; amending s. 90.503, F.S.; redefining the term “psychotherapist” to include certain advanced registered nurse practitioners for purposes of the psychotherapist-patient privilege of the Florida Evidence Code; providing an effective date.

—was read the third time by title.

On motion by Senator Smith, **SB 1400** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

On motion by Senator Lynn, by two-thirds vote **HB 167** was withdrawn from the Committees on Commerce and Consumer Services; Transportation; Banking and Insurance; and Community Affairs.

On motion by Senator Lynn, by two-thirds vote—

HB 167—A bill to be entitled An act relating to household moving services; amending s. 83.803, F.S.; revising the definition of the term “self-contained storage unit” to include smaller units; requesting the Division of Statutory Revision to redesignate the title of ch. 507, F.S.; amending s. 507.01, F.S.; revising definitions; defining “household move,” “moving broker,” and “moving container”; amending s. 507.02, F.S.; revising the construction, application, and intent of regulations for household moving services; providing for application to moving brokers; amending s. 507.03, F.S.; revising mover registration provisions and providing for application to moving brokers; requiring moving brokers to register with the Department of Agriculture and Consumer Services; providing requirements and fees for such registration; providing for certificate of registration; requiring display of the certificate; requiring brokers to obtain local registration or license when required by the county or municipality where the broker’s principal place of business is located; deleting provisions for issuance by the department of a certificate of registration when a mover submits proof of local license or registration; revising requirements for content of contracts; revising advertising requirements; requiring a mover’s vehicles to display certain signage; revising provisions for changes in registration; providing for denial, refusal to renew, or revocation of registration; revising requirements to provide evidence of current and valid insurance coverage to include certain alternative coverage; amending s. 507.04, F.S.; revising provisions requiring a mover to maintain certain insurance coverages; requiring a mover to submit evidence of liability insurance before registration; providing requirements for liability insurance coverage; authorizing the Department of Agriculture and Consumer Services to suspend a mover’s registration and seek an injunction in circuit court if the mover fails to maintain insurance coverage; providing penalties; authorizing certain movers and requiring moving brokers to maintain a performance bond or certificate of deposit in lieu of certain liability insurance coverage; providing requirements for the performance bond or certificate of deposit; providing for payment of claims pursuant to department order in an administrative proceeding; revising requirements for motor vehicle coverage; specifying that insurance coverages must be issued by a licensed insurance company or carrier; prohibiting certain limits of liability for a mover’s loss or damage of a shipper’s goods; requiring certain disclosures of liability limitations; authorizing a mover to offer valuation coverage under specified conditions; providing that valuation coverage meeting specified conditions satisfies certain liability of a mover; requiring certain disclosures of valuation coverage; amending s. 507.05, F.S.; revising requirements for content of contracts; amending s. 507.06, F.S.; revising provisions for delivery and storage of household goods to provide for delivery to a storehouse or warehouse; amending s. 507.07, F.S.; requiring that moving brokers annually register with the department; revising provisions relating to prohibited acts and violations; specifying that making certain false statements is a violation regardless of whether the statements are material; amending s. 507.11, F.S.; providing penalties; amending ss. 507.08, 507.09, 507.10, 507.12, and 507.13, F.S., relating to deceptive and unfair trade practice, administrative remedies and penalties, civil penalties and remedies, the General Inspection Trust Fund, and local regulation; providing for application to moving brokers; clarifying and conforming provisions; providing for the adoption of rules; creating s. 205.1975, F.S.; prohibiting a county or municipality from issuing or renewing an occupational license to a mover or moving broker under certain circumstances; providing an effective date.

—a companion measure, was substituted for **CS for SB 244** and by two-thirds vote read the second time by title. On motion by Senator Lynn, by two-thirds vote **HB 167** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

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|---------------|---------------------|----------|
| Mr. President | Constantine | King |
| Alexander | Crist | Klein |
| Argenziano | Dawson | Lawson |
| Aronberg | Diaz de la Portilla | Lynn |
| Atwater | Dockery | Margolis |
| Baker | Fasano | Miller |
| Bennett | Garcia | Peaden |
| Bullard | Geller | Posey |
| Campbell | Haridopolos | Pruitt |
| Carlton | Hill | Rich |
| Clary | Jones | Saunders |

Sebesta
Siplin
Smith
Nays—None

Villalobos
Webster

Wilson
Wise

Pruitt
Rich
Saunders
Sebesta

Siplin
Smith
Villalobos

Webster
Wilson
Wise

Nays—None

Vote after roll call:

Yea to Nay—Argenziano

CS for SB 738—A bill to be entitled An act relating to motor vehicle registration forms; requiring the application form to be revised to allow each applicant to make a contribution to the Miami Heart Research Institute, Inc., doing business as the Florida Heart Research Institute; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz de la Portilla, **CS for SB 738** was passed and certified to the House. The vote on passage was:

Yeas—40

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|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

CS for SB 1620—A bill to be entitled An act relating to warranty associations; creating s. 634.042, F.S.; prohibiting a motor vehicle service agreement company from investing or lending company funds for specified purposes; amending s. 634.301, F.S.; revising a definition of “home warranty” to specify nonapplication to certain contracts or agreements; creating s. 634.3076, F.S.; prohibiting a home warranty association from investing or lending association funds for specified purposes; amending s. 634.3077, F.S.; specifying an additional requirement for contractual liability insurance purchased by a home warranty association; amending s. 634.312, F.S.; revising a prohibition against the Office of Insurance Regulation for nonapproval of certain forms; specifying cancellation requirements for home warranty contracts; providing return of premium requirements; authorizing an administrative fee; specifying refund amounts for a home warranty under certain circumstances; amending s. 634.336, F.S.; removing cancellation practices from the provisions that constitute unfair methods of competition and unfair or deceptive acts or practices; creating s. 634.4062, F.S.; prohibiting a service warranty association from investing or lending association funds for specified purposes; repealing s. 634.345, F.S., relating to a buyer’s right to cancel a home warranty; providing an effective date.

—was read the third time by title.

On motion by Senator Haridopolos, **CS for SB 1620** was passed and certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|----------|
| Mr. President | Clary | Hill |
| Alexander | Constantine | Jones |
| Argenziano | Crist | King |
| Aronberg | Dawson | Klein |
| Atwater | Diaz de la Portilla | Lawson |
| Baker | Dockery | Lynn |
| Bennett | Fasano | Margolis |
| Bullard | Garcia | Miller |
| Campbell | Geller | Peaden |
| Carlton | Haridopolos | Posey |

SB 1284—A bill to be entitled An act relating to nursing home consumer information; amending s. 400.191, F.S.; authorizing the Agency for Health Care Administration to provide electronic access to inspection reports from nursing homes in lieu of sending copies of the reports; requiring the agency to provide certain information to consumers; decreasing the number of months for which reported information must be provided to consumers; deleting references to the Online Survey Certification and Reporting system; requiring the agency to publish a Nursing Home Guide Watch List in the Nursing Home Guide; requiring that the watch list include certain days when a facility had a conditional license; requiring the agency to post a copy of the Nursing Home Guide on its website; requiring each nursing home facility to submit certain information to the agency electronically; providing an effective date.

—as amended March 16 was read the third time by title.

MOTION

On motion by Senator Bennett, the rules were waived to allow the following amendments to be considered:

Senator Bennett moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (171614)—On page 4, line 7 through page 5, line 15, delete those lines and insert:

1. A section entitled “Do you really need a nursing home?,” which shall be the first section in the Nursing Home Guide, shall be prominently displayed, and shall contain an explanation of the nursing home diversion program. It shall explain that this state offers alternative programs that permit qualified elderly persons to stay in their homes instead of being placed in nursing homes and shall encourage interested persons to call the CARES program to inquire if they qualify. It shall list only programs that provide nursing home service when needed. It may list home and community-based programs but must clearly state the services that are provided and that nursing home services are not included.

2.1- A list by name and address of all nursing home facilities in this state.

3.2- Whether the ~~such~~ nursing home facilities are proprietary or nonproprietary.

4.3- The current owner or owners of the facility’s license and the year that entity became the owner of the license.

5.4- The total number of beds, and of private and semiprivate rooms, in each facility.

6.5- The religious affiliation, if any, of each facility.

7.6- The name of the owner of each facility and whether the facility is affiliated with a company or other organization owning or managing more than one nursing facility in this state.

8.7- The languages spoken by the administrator and staff of each facility.

9.8- Whether or not each facility accepts Medicare or Medicaid recipients or insurance, health maintenance organization, Veterans Administration, CHAMPUS program, or workers’ compensation coverage.

10.9- Recreational programs, special care units, and other programs available at each facility.

11.10- The Internet address for the site where more detailed information can be seen.

~~12.11-~~ A statement advising consumers that each facility will have its own policies and procedures related to protecting resident property.

~~13.12-~~ A summary of the ~~deficiency Online Survey Certification and Reporting (OSCAR)~~ data for each facility over the past 30 45 months. ~~The Such~~ summary may include a score, rating, or comparison ranking with respect to other facilities based on the number of citations received by the facility on ~~recertification, licensure annual~~, revisit, and complaint surveys; the severity and scope of the citations; the number of citations; and the number of ~~annual~~ recertification surveys the facility has had during the past 30 45 months. The score, rating, or comparison ranking may be presented in either numeric or symbolic form for the intended consumer audience.

Amendment 2 (493168)—On page 2, line 17 through page 4, line 4, delete those lines and insert:

1. A section entitled "Do you really need a nursing home?," which shall be the first section on the website, shall be prominently displayed, and shall contain an explanation of the nursing home diversion program. It shall explain that this state offers alternative programs that permit qualified elderly persons to stay in their homes instead of being placed in nursing homes and shall encourage interested persons to call the CARES program to inquire if they qualify. It shall list only programs that provide nursing home service when needed. It may list home and community-based programs but must clearly state the services that are provided and that nursing home services are not included.

~~2.1-~~ A list by name and address of all nursing home facilities in this state, including any prior name by which a facility was known during the previous 24-month period.

~~3.2-~~ Whether such nursing home facilities are proprietary or nonproprietary.

~~4.3-~~ The current owner of the facility's license and the year that that entity became the owner of the license.

~~5.4-~~ The name of the owner or owners of each facility and whether the facility is affiliated with a company or other organization owning or managing more than one nursing facility in this state.

~~6.5-~~ The total number of beds in each facility and the most recently available occupancy levels.

~~7.6-~~ The number of private and semiprivate rooms in each facility.

~~8.7-~~ The religious affiliation, if any, of each facility.

~~9.8-~~ The languages spoken by the administrator and staff of each facility.

~~10.9-~~ Whether or not each facility accepts Medicare or Medicaid recipients or insurance, health maintenance organization, Veterans Administration, CHAMPUS program, or workers' compensation coverage.

~~11.10-~~ Recreational and other programs available at each facility.

~~12.11-~~ Special care units or programs offered at each facility.

~~13.12-~~ Whether the facility is a part of a retirement community that offers other services pursuant to part III, part IV, or part V.

~~14.13-~~ Survey and deficiency information contained on the Online Survey Certification and Reporting (OSCAR) system of the federal Health Care Financing Administration, including all federal and state recertification, licensure annual survey, revisit, and complaint survey information, for each facility for the past 30 45 months. For noncertified nursing homes, state survey and deficiency information, including licensure annual survey, revisit, and complaint survey information for the past 30 45 months shall be provided.

~~15.14-~~ A summary of the ~~deficiency Online Survey Certification and Reporting (OSCAR)~~ data for each facility over the past 30 45 months. ~~The Such~~ summary may include a score, rating, or comparison ranking with respect to other facilities based on the number of citations received by the facility on ~~recertification, licensure of annual~~, revisit, and complaint surveys; the severity and scope of the citations; and the number of ~~annual~~ recertification surveys the facility has had during the past 30

45 months. The score, rating, or comparison ranking may be presented in either numeric or symbolic form for the intended consumer audience.

On motion by Senator Fasano, **SB 1284** as amended was passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

| | | |
|---------------|---------------------|------------|
| Mr. President | Diaz de la Portilla | Peaden |
| Alexander | Dockery | Posey |
| Argenziano | Fasano | Pruitt |
| Aronberg | Garcia | Rich |
| Atwater | Geller | Saunders |
| Baker | Haridopolos | Sebesta |
| Bennett | Hill | Siplin |
| Bullard | Jones | Smith |
| Campbell | King | Villalobos |
| Carlton | Klein | Webster |
| Clary | Lawson | Wilson |
| Constantine | Lynn | Wise |
| Crist | Margolis | |
| Dawson | Miller | |

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Saunders, by two-thirds vote—

CS for SB 1370—A bill to be entitled An act relating to the Veterans' Nursing Home of Florida Act; amending s. 296.36, F.S.; authorizing the director of the Department of Veterans' Affairs to waive the residency requirement for admittance to a veterans' nursing home under certain circumstances; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1370** was placed on the calendar of Bills on Third Reading.

On motion by Senator Crist—

CS for SB 1318—A bill to be entitled An act relating to telephone solicitation; amending s. 501.059, F.S.; defining the terms "cellular telephone," "electronic serial number," and "mobile identification number"; prohibiting a telephone solicitor from making an unsolicited telephonic sales call to any telephone number assigned to a cellular telephone service without the prior consent of the subscriber to the cellular telephone service; amending ss. 501.603 and 648.44, F.S., conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1318** was placed on the calendar of Bills on Third Reading.

On motion by Senator Wise—

CS for SB 460—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; providing for the proceeds from the sale of Police Athletic League license plates to be distributed to the State of Florida Association of Police Athletic/Activities Leagues, Inc.; authorizing the use of a portion of such fees for administrative and promotional cost; amending s. 320.08068, F.S.; revising provisions governing distribution of the proceeds from the sale of motorcycle specialty license plates; revising the amount and permissible uses of the proceeds; requiring that a portion of the proceeds be distributed to the Blind Services Foundation of Florida; providing an effective date.

—was read the second time by title.

Senator Wise moved the following amendment which was adopted:

Amendment 1 (683500)—On page 2, lines 14-30, delete those lines and insert:

(4) A license plate annual use fee of \$20 ~~\$15~~ shall be collected for each motorcycle specialty license plate. Annual use fees shall be distributed to The Able Trust as custodial agent. The Able Trust may retain a maximum of 10 percent of the proceeds from the sale of the license plate for administrative costs. The Able Trust shall distribute the remaining funds as follows:

(a) ~~Twenty~~ ~~Twenty-five~~ percent to the Brain and Spinal Cord Injury Program Trust Fund.

(b) ~~Twenty~~ ~~Twenty-five~~ percent to Prevent Blindness Florida.

(c) *Twenty percent to the Blind Services Foundation of Florida.*

(d)(e) ~~Twenty~~ ~~Twenty-five~~ percent to the Foundation for Vocational Rehabilitation to support the Personal Care Attendant Program pursuant to s. 413.402.

(e)(d) ~~Twenty~~ ~~Twenty-five~~ percent to the Florida Association

Pursuant to Rule 4.19, **CS for SB 460** as amended was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Bullard—

SB 1304—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; providing that certain proceeds from the sale of Live the Dream specialty plates shall be distributed to the Sickie Cell Disease Association of Florida, Inc.; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1304** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

CS for SB 122—A bill to be entitled An act relating to tuition waivers; amending s. 1009.26, F.S.; requiring state universities and community colleges to waive tuition for a recipient of a Purple Heart or other combat decoration superior in precedence who fulfills specified criteria; providing a percentage cap on the number of required credit hours for which a tuition waiver may be received; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 122** was placed on the calendar of Bills on Third Reading.

On motion by Senator Fasano—

SB 540—A bill to be entitled An act relating to drawings by chance; amending s. 849.0935, F.S.; including chambers of commerce that qualify under 26 U.S.C. s. 501(c)(6) in the organizations that may conduct drawings by chance; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 540** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATOR

Senator Wilson introduced former Senator Richard R. “Dick” Renick who was present in the chamber.

MOTIONS

On motions by Senator Miller, the rules were waived and a deadline of 3:00 p.m., Tuesday, March 28, was set for filing amendments to the proposed appropriations bills and conforming bills; and a deadline of 3:00 p.m., Wednesday, March 29, was set for filing amendments to

amendments and substitute amendments to the proposed appropriations bills and conforming bills to be considered on Thursday, March 30 by the Committee on Ways and Means.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Bennett, by two-thirds vote **SB 2158** was withdrawn from the committees of reference and further consideration.

On motion by Senator Pruitt, by two-thirds vote **CS for SB 226** was withdrawn from the Committees on General Government Appropriations; Ways and Means; and Rules and Calendar; and referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means; **CS for SB 994** was withdrawn from the Committees on Domestic Security; Transportation and Economic Development Appropriations; Ways and Means; and Rules and Calendar; **CS for CS for SB 1058** was also referred to the Committee on Ways and Means; **CS for SB 1388** was also referred to the Committee on Government Efficiency Appropriations; and **SB 2176** was withdrawn from the Committees on Community Affairs; and Rules and Calendar.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, March 22, 2006: **CS for SB 1370**, **CS for SB 1318**, **CS for SB 460**, **SB 1304**, **CS for SB 122**, **SB 540**

Respectfully submitted,
Ken Pruitt, Chair

The Committee on Education recommends the following pass: **SB 84** with 1 amendment

The bill was referred to the Committee on Children and Families under the original reference.

The Committee on Agriculture recommends the following pass: **SB 470**

The Committee on Banking and Insurance recommends the following pass: **SB 1966** with 1 amendment

The Committee on Domestic Security recommends the following pass: **SB 2386** with 1 amendment

The Committee on Education recommends the following pass: **SB 1480**, **SB 2084** with 2 amendments

The bills contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.

The Committee on Children and Families recommends the following pass: **SB 1656** with 2 amendments

The Committee on Commerce and Consumer Services recommends the following pass: **CS for SB 1536**, **SB 1870** with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Commerce and Consumer Services recommends the following pass: **SB 1806** with 2 amendments

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Children and Families recommends the following pass: SB 1896

The bill was referred to the Committee on Education under the original reference.

The Committee on Community Affairs recommends the following pass: SB 2034

The Committee on Education recommends the following pass: SB 1148

The bills contained in the foregoing reports were referred to the Committee on Education Appropriations under the original reference.

The Committee on Agriculture recommends the following pass: SB 2410

The Committee on Domestic Security recommends the following pass: SB 2216

The Committee on Regulated Industries recommends the following pass: SB 1948

The bills contained in the foregoing reports were referred to the Committee on Environmental Preservation under the original reference.

The Committee on Community Affairs recommends the following pass: CS for SB 1430

The Committee on Environmental Preservation recommends the following pass: SB 1638 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on General Government Appropriations under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 714

The Committee on Community Affairs recommends the following pass: SJR 1840, SB 2384

The Committee on Education recommends the following pass: SB 2254

The bills contained in the foregoing reports were referred to the Committee on Government Efficiency Appropriations under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1888

The Committee on Environmental Preservation recommends the following pass: SB 1512 with 1 amendment

The Committee on Transportation recommends the following pass: SB 564

The bills contained in the foregoing reports were referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 376, SB 2050 with 1 amendment, SB 2290

The bills were referred to the Committee on Health Care under the original reference.

The Committee on Children and Families recommends the following pass: SB 1706

The Committee on Commerce and Consumer Services recommends the following pass: SB 1424

The Committee on Education recommends the following pass: SJR 534, SB 1146

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 1166, CS for SB 1170

The bills were placed on the calendar.

The Committee on Environmental Preservation recommends a committee substitute for the following: SB 2102

The bill with committee substitute attached was referred to the Committee on Agriculture under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 764

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 1590

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Commerce and Consumer Services under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1880

The Committee on Domestic Security recommends committee substitutes for the following: SB 862, SB 1708

The Committee on Environmental Preservation recommends committee substitutes for the following: SB 1306, SB 1958

The Committee on Regulated Industries recommends a committee substitute for the following: SB 2060

The Committee on Transportation recommends a committee substitute for the following: SB 1766

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Community Affairs under the original reference.

The Committee on Domestic Security recommends a committee substitute for the following: SB 856

The bill with committee substitute attached was referred to the Committee on Criminal Justice under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 994

The bill with committee substitute attached was referred to the Committee on Domestic Security under the original reference.

The Committee on General Government Appropriations recommends a committee substitute for the following: SB 818

The Committee on Transportation recommends a committee substitute for the following: SB 2128

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Environmental Preservation under the original reference.

The Committee on Government Efficiency Appropriations recommends a committee substitute for the following: SB 1508

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 660

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on General Government Appropriations under the original reference.

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1292

The bill with committee substitute attached was referred to the Committee on Government Efficiency Appropriations under the original reference.

The Committee on Transportation recommends a committee substitute for the following: SB 954

The bill with committee substitute attached was referred to the Committee on Governmental Oversight and Productivity under the original reference.

The Committee on Domestic Security recommends a committee substitute for the following: SB 298

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 1080

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health and Human Services Appropriations under the original reference.

The Committee on Children and Families recommends a committee substitute for the following: SB 2012

The Committee on Regulated Industries recommends a committee substitute for the following: SB 1540

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Health Care under the original reference.

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 2000

The bill with committee substitute attached was referred to the Committee on Judiciary under the original reference.

The Committee on Judiciary recommends committee substitutes for the following: SB 250, CS for SB 688

The bills with committee substitutes attached were referred to the Committee on Justice Appropriations under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1654

The bill with committee substitute attached was referred to the Committee on Regulated Industries under the original reference.

The Committee on Domestic Security recommends a committee substitute for the following: SB 1370

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 566, SB 640, SB 1218

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Siplin—

SB 2—A bill to be entitled An act relating to consumer credit reports; requiring certain consumer reporting agencies to provide consumers with an annual credit report at no charge to the consumer upon request; requiring report explanations under specified circumstances; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Banking and Insurance.

SR 4—Not referenced.

By Senator Siplin—

SB 6—A bill to be entitled An act relating to the governing board of the Central Florida Regional Transportation Authority; amending s. 343.63, F.S.; increasing the membership of the board; revising the method of appointing members to the board; authorizing appointments by the Governor and specified county commissions; providing for specified mayors or designated council or commission members to serve on the board; providing for the member appointed by the Secretary of Transportation to be a nonvoting member; specifying certain qualifications for board members and terms of service; providing for an appointment in the case of a vacancy; providing an effective date.

—was referred to the Committees on Transportation; and Community Affairs.

Senate Bills 8-10—Previously referenced.

By Senator Siplin—

SB 12—A bill to be entitled An act relating to indictment and information; repealing s. 923.03, F.S., which provides for the form of indictment and information in applicable cases; providing an effective date.

—was referred to the Committees on Criminal Justice; and Judiciary.

By Senator Siplin—

SB 14—A bill to be entitled An act relating to a state work opportunity tax credit; amending s. 220.02, F.S.; revising legislative intent relating to application of certain corporate income tax credits; creating s. 220.1893, F.S.; providing an additional credit against the corporate income tax for businesses hiring certain persons under certain circumstances; providing requirements and limitations; requiring the Department of Revenue and the Agency for Workforce Innovation to adopt certain rules and establish certain guidelines; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Judiciary; Government Efficiency Appropriations; and Ways and Means.

By Senator Lynn—

SB 16—A bill to be entitled An act relating to ad valorem taxation; amending s. 218.63, F.S.; providing that a local government may not participate in receiving revenues from the local government half-cent sales tax in a given year if the government levies a millage rate in excess of a rate calculated as specified; amending s. 200.065, F.S.; requiring that instructions for calculating such maximum millage be included on the form on which the property appraiser certifies to each taxing authority the taxable value within the taxing authority's jurisdiction; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

By Senator Siplin—

SB 18—A bill to be entitled An act relating to historic buildings; prohibiting the unlawful destruction of buildings having historical, architectural, or archaeological value; providing penalties; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Community Affairs; and Criminal Justice.

Senate Bills 20-2420—Previously referenced.

SR 2422—Not referenced.

By Senator Webster—

SB 2424—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising the purposes for which a charter school may be established; revising certain requirements following the denial of an application for a conversion charter school by a district school board; providing for mutually agreed upon policies of a sponsor to apply to a charter school; requiring that the director, governing board, and sponsor of a charter school take certain action if the school is graded "D" or "F"; revising certain requirements for applying for a charter school; requiring that the district school board provide documentation of its denial of an application to the applicant and the Department of Education; providing for the district court of appeal to review a decision by the State Board of Education to deny an application for a charter school; removing the authority of the Charter School Appeal Commission to review a dispute that is unresolved following mediation; requiring that the Department of Education provide certain training and assistance to applicants for a charter school; revising the requirements for developing a proposed charter; providing that a charter termination or nonrenewal is not subject to administrative review; requiring that the governing board of the charter school, the sponsor, and the Department of Education be notified if an audit reveals a state of financial emergency with respect to the school; requiring such a school to file a financial-recovery plan with the sponsor; requiring the department to establish guidelines for financial-recovery plans; revising the initial term for a charter school and extending the authorized length of the charter for a school operated by specified entities; revising circumstances under which a charter may be terminated or not renewed; providing notice requirements following the termination of a charter; providing for certain funds to revert to the sponsor rather than the district school board following nonrenewal or termination of a charter; requiring that a charter school notify the sponsor and file a financial-recovery plan following an audit indicating a state of financial emergency; requiring that the Department of Education develop an on-line annual accountability report for charter schools; authorizing a charter school to use certain specified facilities to house the school; exempting a charter school from occupational fees; requiring that a sponsor assist the charter school in fulfilling eligibility requirements for the federal lunch program; revising requirements for the Department of Education in providing information to the public regarding charter schools; requiring the department to provide the staff for a Charter School Review Panel; requiring future legislative review of the operation of charter schools; amending s.

1003.05, F.S.; removing charter schools from the special academic programs provided for students from military families; amending s. 1013.62, F.S.; revising eligibility requirements for a charter school to receive capital outlay funding; providing an order of priority for allocations; providing for such funds to be used for additional purposes; amending s. 218.39, F.S.; including charter schools within provisions governing annual financial audit reports; amending ss. 218.50, 218.501, 218.503, and 218.504, F.S.; designating ss. 218.50-218.504, F.S., as the "Local Governmental Entity, Charter School, and District School Board Financial Emergencies Act"; including charter schools within provisions requiring review and oversight by the Governor, the charter school sponsor, or the Commissioner of Education in the event of a financial emergency; requiring that a charter school notify the charter school sponsor and the Legislative Auditing Committee when certain events occur; prescribing actions to be taken by the charter school; amending s. 1002.32, F.S.; providing for a charter lab school to receive funding for student transportation under certain circumstances; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Education Appropriations.

By Senator Argenziano—

SB 2426—A bill to be entitled An act relating to certification of swimming instructors; creating s. 514.072, F.S.; requiring additional certification of swimming instructors for people who have developmental disabilities; providing a remedy for certification violations; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; and Community Affairs.

By Senator Fasano—

SB 2428—A bill to be entitled An act relating to small business health care insurance assistance; providing legislative intent; establishing a pilot program to provide rebates to small businesses providing comprehensive major medical health insurance coverage for employees; requiring employer and employee participation in certain costs; specifying the amount of the rebate; providing for additional eligibility for certain businesses; providing for payment of the rebates from general revenue; providing for administration of the program by the Agency for Health Care Administration; requiring the agency to adopt rules; providing enforcement and audit authority for the agency; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; Health and Human Services Appropriations; and Ways and Means.

By Senator Dockery—

SB 2430—A bill to be entitled An act relating to oceans and coastal resources; amending s. 161.74, F.S.; requiring that the Florida Oceans and Coastal Council maintain a resource assessment to assist in its research plan; removing an obsolete date; providing an effective date.

—was referred to the Committees on Environmental Preservation; General Government Appropriations; and Ways and Means.

By Senator Constantine—

SB 2432—A bill to be entitled An act relating to prepaid limited and discount medical plans; amending s. 636.044, F.S.; exempting certain sellers of travel from licensing requirements to sell insurance that covers the cost of transportation provided by an air ambulance service; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Health Care.

By Senator Haridopolos—

SB 2434—A bill to be entitled An act relating to travel to terrorist states; amending s. 1011.81, F.S.; prohibiting the use of funds from the Community College Program Fund, or funds made available to community colleges from outside the fund, to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; defining “terrorist state”; amending s. 1011.90, F.S.; prohibiting the use of state or nonstate funds made available to state universities to implement, organize, direct, coordinate, or administer activities related to or involving travel to a terrorist state; defining “terrorist state”; amending s. 112.061, F.S.; providing that travel expenses of public officers or employees for the purpose of implementing, organizing, directing, coordinating, or administering activities related to or involving travel to a terrorist state shall not be allowed under any circumstances; defining “terrorist state”; providing an effective date.

—was referred to the Committees on Education; and Domestic Security.

SB 2436—Withdrawn prior to introduction.

By Senator Haridopolos—

SB 2438—A bill to be entitled An act relating to weapons; amending s. 790.001, F.S.; revising the definition of “weapon”; amending s. 790.115, F.S.; revising and clarifying provisions related to the prohibited exhibition and possession of specified weapons and firearms at a school-sponsored event or on school property; providing penalties; amending s. 810.095, F.S.; clarifying provisions with respect to prohibited trespass on school property with a firearm or other weapon; providing a penalty; providing an effective date.

—was referred to the Committees on Education; and Criminal Justice.

By Senator Dawson—

SB 2440—A bill to be entitled An act relating to limitations on the exercise of the power of eminent domain; requiring a finding of blight prior to use of the power of eminent domain by a state agency, political subdivision, or corporation acting on behalf of a state agency or political subdivision; limiting the circumstances under which a state agency, political subdivision, or corporation acting on behalf of a state agency or political subdivision may use eminent domain to take private property that is used as a residence or business and convert it to another private residential, commercial, or industrial use; requiring that the owner of residential property be compensated for relocation costs or that the resident of such property be provided with housing assistance and job training; prohibiting such taking if the property that would be converted is in use by a business that has previously relocated due to an eminent domain proceeding; requiring that property upon which a small business is operating may not be taken and converted for use as another business in the same line of work; requiring that residential or business property may not be taken for the purpose of conversion to another private use that involves the use of public funds for economic development or redevelopment; limiting the percentage of private property which may be taken within a zip code if such property is used as a residence by an elderly person or a person whose income is at or below the federal poverty level; requiring that a contract to redevelop private property taken by a governmental entity be awarded to a minority business; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; Judiciary; Ways and Means; and Rules and Calendar.

By Senator Peadar—

SB 2442—A bill to be entitled An act relating to rural economic development; creating ch. 291, F.S., providing a short title; providing definitions; establishing the Florida Rural Economic Development Commis-

sion under the Department of Agriculture and Consumer Services; providing for membership, terms, reimbursement for per diem and travel expenses, conflict of interest, and meetings; providing that meetings and records are subject to chs. 119 and 286, F.S., relating to public records and public meetings; providing for certain officers and employees; providing for the administration of the chapter; providing powers, including the authority to adopt rules; providing for the purchase and sale of rural development loans; providing for loans to and deposits of funds with lending institutions; authorizing insurance of rural development loans; authorizing issuance of bonds; exempting contracts from the provisions of ch. 287, F.S., relating to competitive bids; providing any pledge of funds, assets, or revenues is subject to a lien; providing for the refunding of bonds; authorizing the commission to purchase commission-issued bonds; exempting property and obligations from local and state taxes; providing certain covenant of the state; providing for funds to be held in trust; declaring bonds are securities; providing for the creation of accounts and audits of the accounts; providing for cooperation of state agencies; providing for liberal construction of the chapter; providing for deposit of certain assets in the General Revenue Fund upon termination of the commission; amending s. 159.804, F.S.; providing for the percent allocation to the rural economic development bond pool from the allocation of state volume limitation for private activity bonds; creating s. 159.8082, F.S.; creating the rural economic development bond pool; providing purpose; providing for allocation to the pool; amending s. 159.809, F.S.; providing for recapture of certain unused allocations to be returned pro rata to certain pools; providing an effective date.

—was referred to the Committees on Agriculture; Commerce and Consumer Services; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and General Government Appropriations.

By Senator Peadar—

SB 2444—A bill to be entitled An act relating to clinical perfusionists; creating ss. 458.3476 and 459.025, F.S.; providing definitions; requiring that a supervising physician be qualified in the medical area in which the clinical perfusionist performs; prescribing duties of a clinical perfusionist; requiring a clinical perfusionist to convey that he or she is a clinical perfusionist to a patient; authorizing a clinical perfusionist to perform medical tasks and services within a certain protocol; prohibiting a clinical perfusionist from prescribing, ordering, compounding, or dispensing certain drugs or a medical device; providing that a clinical perfusionist may administer certain drugs, fluids, and blood products under the supervision of a physician; exempting a trainee from requirements of a clinical perfusionist; requiring board approval of training programs for clinical perfusionists; providing licensure requirements; providing provisional licensing requirements; providing for a temporary license as a clinical perfusionist; authorizing the Board of Medicine and the Board of Osteopathic Medicine to impose a penalty against a clinical perfusionist found guilty of or investigated for violating ch. 456, ch. 458, or ch. 459, F.S.; authorizing the chair of each board to appoint certain persons to advise the board regarding rules for the licensure of clinical perfusionists; providing duties of each board; providing for the denial, suspension, or revocation of a license; requiring each board to adopt rules; requiring the Department of Health to allocate fees collected to each board; providing exemptions from clinical perfusionist licensure requirements; excluding hospitals from payment of certain costs; amending s. 456.048, F.S.; specifying financial responsibility requirements for clinical perfusionists; providing an effective date.

—was referred to the Committees on Health Care; and Health and Human Services Appropriations.

By Senator Alexander—

SB 2446—A bill to be entitled An act relating to management of mercury switches in vehicles; creating s. 403.7187, F.S.; providing a statement of purpose; providing definitions; requiring submittal of a mercury minimization plan to the Department of Environmental Protection by certain manufacturers or importers of vehicles containing a mercury switch; establishing minimum requirements for a mercury minimization plan; establishing standards and procedures for the department to approve or disapprove all or part of a mercury minimization plan;

requiring implementation of an approved plan or part by the manufacturers or importers; providing for modification of an approved plan; requiring a vehicle recycler or a scrap recycling facility to remove mercury switches from vehicles and keep records; providing requirements for the management of the removed switches; prohibiting a person from representing that a mercury switch has been removed from a vehicle unless certain conditions are met; applying certain exemptions when a person receives a vehicle that is flattened, crushed, or baled; requiring certain manufacturers or importers of vehicles containing mercury switches to submit an annual report to the Department of Environmental Protection regarding implementation of the approved mercury minimization plan; providing requirements for the contents of such report; authorizing the department to discontinue such report requirement under certain conditions; authorizing the department to conduct hearings regarding the recycling of vehicles; requiring certain manufacturers or importers to submit an annual report to the Department of Environmental Protection regarding the design of vehicles to facilitate recycling; providing requirements for the contents of such report; requiring certain manufacturers or importers of vehicles to make payments concerning mercury switch removal to a vehicle recycler, a scrap recycling facility, and the Department of Environmental Protection; directing certain manufacturers or importers of vehicles to provide to vehicle recyclers and scrap recycling facilities containers for storing mercury switches; providing for indemnification of a vehicle recycler or scrap recycling facility by certain manufacturers or importers of vehicles under certain conditions; requiring the Department of Environmental Protection to adopt rules; providing an effective date.

—was referred to the Committees on Environmental Preservation; Transportation; and General Government Appropriations.

By Senators Campbell and Margolis—

SB 2448—A bill to be entitled An act relating to ballot pamphlets; providing a short title; creating s. 101.2601, F.S.; requiring the Secretary of State to be responsible for preparing and printing ballot pamphlets for statewide elections; providing requirements for the preparation, printing, and content of ballot pamphlets; requiring the Division of Legislative Information Services to prepare specified information for ballot pamphlets; creating s. 101.2602, F.S.; providing ballot pamphlet format requirements; creating s. 101.2603, F.S.; requiring the division to prepare analyses of proposed legislation to be included in ballot pamphlets; providing for the content and format of the analyses; authorizing the division to seek assistance from specified entities; requiring approval of analyses by a committee; providing for committee membership, duties, and reimbursement; creating s. 101.2604, F.S.; requiring each supervisor of elections to provide notice to voters of ballot pamphlet availability; providing for contents of the notice; creating s. 101.2605, F.S.; authorizing candidates for nonpartisan elective office in any local election to prepare a candidate statement; providing for the content of candidate statements; providing requirements for filing, withdrawing, and changing candidate statements; creating s. 101.2606, F.S.; requiring each supervisor of elections to include candidate statements as a supplement to ballot pamphlets; providing requirements for Spanish and Creole translations of candidate statements; authorizing the supervisor of elections to require printing, handling, and translating costs from candidates; providing for liability for false, slanderous, or libelous candidate statements; requiring each supervisor of elections to notify candidates by a certain date of candidate statement charges; providing for content of judicial candidate statements; creating s. 101.2607, F.S.; providing for the inability of a candidate to pay a candidate statement fee; providing for the content and submittal of a statement of financial worth to the supervisor of elections by an indigent candidate; providing requirements for the supervisor of election's determination of candidate indigence; creating s. 101.2608, F.S.; providing for the format of candidate statements; creating s. 101.2609, F.S.; providing for the public examination of candidate statements; authorizing a fee for copies; providing for a writ of mandamus or an injunction upon the showing of certain evidence; providing for the parties in a writ of mandamus or injunction proceeding; creating s. 101.2610, F.S.; providing for a voter's writ of mandamus regarding ballot pamphlets upon the showing of certain evidence; providing for priority and venue of writ of mandamus proceedings; creating s. 101.2611, F.S.; providing requirements for each supervisor of elections to mail ballot pamphlets and candidate statements to voters; requiring the Secretary of State to deliver ballot pamphlets to each supervisor of

elections; requiring the Secretary of State to reimburse each supervisor of elections for mailing costs; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; Governmental Oversight and Productivity; and Transportation and Economic Development Appropriations.

By Senator Campbell—

SB 2450—A bill to be entitled An act relating to the discretionary surtax on documents; amending ss. 125.0167 and 201.031, F.S.; authorizing certain counties operating under a home rule charter to levy the discretionary surtax for purposes of establishing and funding a Housing Assistance Loan Trust Fund to assist in providing housing for low-income and moderate-income families; prohibiting certain counties from levying the surtax unless approved by a majority of the electors of the county voting in a referendum; providing requirements for holding a referendum; providing for the future repeal of ss. 125.0167 and 201.031, F.S., relating to the surtax on documents for purposes of funding housing assistance; amending s. 201.0205, F.S.; deleting references to s. 3 of ch. 83-220, Laws of Florida, updating cross-references; repealing s. 3 of ch. 83-220, Laws of Florida, as amended, relating to the former repeal date established for the discretionary surtax on documents; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Campbell—

SB 2452—A bill to be entitled An act relating to law enforcement communications; amending s. 282.1095, F.S.; designating the Enterprise Information Technology Services Office as the state agency to implement a statewide radio communications system to serve law enforcement agencies and other local and state agencies; directing the office, in consultation with the Joint Task Force on State Agency Law Enforcement Communications, to conduct a review of the implementation and operation of the interoperability network in the state; requiring the office to prepare a report detailing the operation of the network; directing the office to make recommendations, if appropriate, for modifying the comprehensive management plan; requiring that the report be sent to the Governor and the Legislature; requiring state agencies and political subdivisions to achieve consistency with and support the goals of the comprehensive management plan by a specified date; providing an effective date.

—was referred to the Committees on Criminal Justice; Domestic Security; Governmental Oversight and Productivity; Community Affairs; and General Government Appropriations.

SR 2454—Not referenced.

By Senator Wilson—

SB 2456—A bill to be entitled An act relating to foster care; amending s. 409.1451, F.S.; revising eligibility requirements for awarding Road-to-Independence Scholarships and providing transitional support services to certain children in foster care and certain young adults formerly in foster care; providing an effective date.

—was referred to the Committees on Children and Families; Education; and Health and Human Services Appropriations.

By Senator Rich—

SB 2458—A bill to be entitled An act relating to reproductive health services and family planning; creating the Prevention First Act; requiring the Secretary of Health to develop and maintain certain information

on family planning and resources on the website of the Department of Health; requiring that the website contain certain information concerning family planning and health services; requiring the Department of Education to develop a comprehensive family life and sexuality education plan; providing definitions; providing duties of licensed health care facilities and practitioners relating to treatment of rape survivors; providing an effective date.

—was referred to the Committees on Health Care; Education; and Health and Human Services Appropriations.

By Senator Posey—

SB 2460—A bill to be entitled An act relating to government accountability; creating ch. 21, F.S., the Florida Government Accountability Act; providing definitions; creating the Legislative Sunset Advisory Committee; providing for appointment, qualifications, and terms of committee members; providing for vacancies; providing for organization and procedure; authorizing reimbursement for certain expenses; providing for employment of staff; providing a schedule for abolishing state agencies and advisory committees; requiring the committee to conduct prior review and recommend whether to abolish an agency and its advisory committees as scheduled; providing for public hearings; requiring agency and committee reports; providing review criteria; specifying recommendation options; authorizing exemption from certain review for certain agencies; providing for continuation of state agencies and their advisory committees, by law, under certain circumstances; providing for legislative consideration of proposals with respect to such recommendations; providing procedures after termination; providing for issuance of subpoenas; authorizing reimbursement for travel and per diem for witnesses; providing for assistance of and access to state agencies; providing applicability with respect to certain rights, penalties, liabilities, and proceedings; providing for review of proposed legislation creating a new agency or advisory committee; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; Ways and Means; and Rules and Calendar.

By Senator Posey—

SB 2462—A bill to be entitled An act relating to public records; creating s. 21.0195, F.S.; exempting from public records requirements working papers, including all documentary or other information, prepared or maintained by the Legislative Sunset Advisory Committee in performing its duties under ch. 21, F.S., to conduct an evaluation and prepare a report; specifying that information received for such purpose that is confidential and exempt shall remain confidential and exempt; providing for future legislative review and repeal; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; Ways and Means; and Rules and Calendar.

By Senators Margolis, Wilson, Rich, Villalobos and Diaz de la Portilla—

SB 2464—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; allowing each charter county to levy a voter-approved surtax for a community college in the county; providing restrictions on the source of expenses for a referendum relating to this surtax; requiring notice of the referendum; defining the term “community college”; providing for a maximum rate of the surtax; providing requirements for the ordinance that imposes the surtax; providing purposes for which the proceeds of the surtax may be used; providing for investment of the proceeds; providing for automatic expiration of such a surtax unless it is reenacted by ordinance; providing for the proceeds to be deposited in a separate fund and promptly disbursed to a board of trustees; providing that other funding may not be reduced because a

community college has received such proceeds; providing for liberal construction; providing an effective date.

—was referred to the Committees on Education; Community Affairs; Government Efficiency Appropriations; Education Appropriations; and Ways and Means.

By Senator Wilson—

SB 2466—A bill to be entitled An act relating to voting systems; amending s. 20.10, F.S., relating to the organizational structure of the Department of State; specifying that the Bureau of Voting Systems Certification and the Bureau of Voting Systems Security are located within the Division of Elections; creating s. 101.018, F.S.; creating the Bureau of Voting Systems Security for the purpose of ensuring the security of voting systems used in the state; specifying the duties of the bureau; requiring that the bureau provide a monthly report to the director of the Division of Elections and the Secretary of State; requiring that any identified security problem be remedied within a specified period; providing that a manufacturer that fails to remedy a security problem is subject to a fine for each day of such failure; authorizing the division to adopt emergency rules following the failure of a manufacturer to remedy a medium-level or high-level security problem which occurs proximate to a primary or general election; amending s. 101.5606, F.S.; requiring that voting systems approved by the Department of State allow the voter to correct an error in voting; requiring that such systems produce a paper record, be furnished with illumination, be equipped with an audio-stimulus voting feature, and include a sip-and-puff switch attachment; amending s. 101.5612, F.S.; revising the testing requirements for electronic or electromechanical voting systems that are configured to include electronic or electromechanical tabulation devices; requiring that each device be tested; providing effective dates.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Productivity; Judiciary; and Transportation and Economic Development Appropriations.

By Senator Campbell—

SB 2468—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; providing that, if a person drives under the influence of alcohol or a specified chemical or controlled substance and causes damage to property, serious bodily injury, or death to another human being or unborn quick child, a rebuttable presumption is created that the person caused or contributed to causing damage to property, serious bodily injury, or death to another human being or unborn quick child; amending s. 782.071, F.S.; providing that, if a person drives under the influence of alcohol or a specified chemical or controlled substance, a rebuttable presumption is created that the person operated a motor vehicle in a reckless manner likely to cause death or bodily injury to another human being; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Justice Appropriations.

By Senators Peaden and Rich—

SB 2470—A bill to be entitled An act relating to support services for children and young adults; amending s. 39.001, F.S.; providing that an additional purpose of ch. 39, F.S., is the prevention of abuse, neglect, maltreatment, and abandonment of children; creating the Office of Child Abuse Prevention within the Executive Office of the Governor; specifying duties of the office; requiring that other state agencies work with the office in developing a state plan; requiring that the office establish a Child Abuse Prevention Advisory Council; specifying the members of the council; specifying the duties of the council and the Office of Child Abuse Prevention; providing for the director of the office to be appointed by the Governor and subject to confirmation by the Senate; specifying the duties of the director of the office; creating the Child Abuse Training and Coordinating Council; providing for the membership and duties of the council; requiring that the Office of Child Abuse Prevention monitor, evaluate, and review services and programs for the prevention of child abuse and neglect; requiring that the office provide an annual report to

the Governor, the Legislature, and state agencies; requiring that the office annually review the state plan for preventing child abuse, abandonment, and neglect; requiring that the Executive Office of the Governor adopt rules; providing for future evaluation of the Office of Child Abuse Prevention by the Legislature; amending s. 39.0014, F.S.; requiring state, county, and local agencies to assist the Office of Child Abuse Prevention; amending s. 39.0015, F.S., relating to child abuse prevention training in the district school system; conforming provisions to changes made by the act; amending s. 39.01, F.S.; redefining the term "other person responsible for a child's welfare" to include any school; amending s. 409.1451, F.S., relating to independent living transition services; revising legislative intent with respect to children who make the transition to independent living and self-sufficiency; requiring the Department of Children and Family Services or a community-based provider to plan and execute an educational and career path for each child receiving services; requiring a yearly review of the plan; requiring that the plan be delivered to the Independent Living Services Advisory Council for approval; revising requirements for the services to be provided to young adults; providing certain limitations on available assistance; redesignating the Road-to-Independence Scholarship Program as the "Road-to-Independence Program"; revising the components of the program; revising eligibility criteria; providing for payment of educational and training vouchers to a recipient or on behalf of a recipient; requiring that the Department of Children and Family Services evaluate the program by a specified date; revising provisions authorizing transitional support services for young adults; requiring a joint transition agreement; providing requirements for the community-based care lead agency in purchasing housing, transportation, or employment services on behalf of a young adult; requiring that the department perform certain oversight duties and report to the Legislature; providing for an annual appropriation; requiring that the department contract with a nonprofit entity to coordinate and manage all transition services leading to independent living; providing certain limitations on funding; amending s. 409.175, F.S., relating to the licensure of family foster homes, residential child-caring agencies, and child-placing agencies; redefining the term "boarding school" to require that such school meet standards prescribed by the State Board of Education and the district school board; specifying a period within which a school must meet certain requirements; providing an effective date.

—was referred to the Committees on Children and Families; Education; Governmental Oversight and Productivity; and Health and Human Services Appropriations.

By Senator Peadar—

SB 2472—A bill to be entitled An act relating to contracting exemptions; amending ss. 489.103 and 489.503, F.S.; revising exemptions for certain owners of property from certain contracting provisions; increasing maximum construction costs allowed for exemption; requiring owners of property to satisfy certain local permitting agency requirements; providing for penalties; providing an exemption for owners of property damaged by certain natural causes; providing an effective date.

—was referred to the Committees on Regulated Industries; and Community Affairs.

SR 2474—Not referenced.

By Senator Clary—

SB 2476—A bill to be entitled An act relating to classification and assessment of agricultural lands; amending s. 193.461, F.S.; including certain property relating to aquaculture under the term "agricultural purposes"; providing an effective date.

—was referred to the Committees on Agriculture; Community Affairs; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Dockery—

SB 2478—A bill to be entitled An act relating to solar energy; creating s. 377.707, F.S.; creating the Florida Solar Energy Incentives Program; providing definitions; providing for a continuing appropriation to support solar energy product development and fund incentive programs; providing rebates for the installation of certain solar energy systems on commercial and residential buildings; providing eligibility requirements; providing rebate amounts; directing the Florida Public Service Commission to adopt rules; requiring the Florida Solar Energy Center to certify the performance of certain solar equipment; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Environmental Preservation; Education Appropriations; and Ways and Means.

By Senators Dockery and Baker—

SB 2480—A bill to be entitled An act relating to funding for educational facilities; amending s. 1013.65, F.S.; revising the sum appropriated for the Classrooms for Kids Program; amending s. 1013.738, F.S.; revising the eligibility criteria for the High Growth District Capital Outlay Assistance Grant Program; revising provisions for allocation of funds; providing calculations; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Education Appropriations.

By Senators Alexander and Hill—

SB 2482—A bill to be entitled An act relating to unemployment compensation; amending s. 443.036, F.S.; redefining the term "base period" for purposes of determining eligibility for benefits; providing an alternative base period and for its applicability and calculation; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Transportation and Economic Development Appropriations.

By Senator Baker—

SB 2484—A bill to be entitled An act relating to the water management districts; amending s. 373.503, F.S.; providing that a water management district's millage rate is subject to annual authorization by the Legislature; requiring the Legislature to annually review a water management district's millage rate; requiring the Legislature to annually set the revenue authorized to be raised by each water management district from ad valorem taxes; amending s. 373.536, F.S.; providing that a water management district's fiscal year begins July 1; providing a timeline for a water management district's budget submission; providing for implementation; providing an effective date.

—was referred to the Committees on Environmental Preservation; Judiciary; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Constantine—

SB 2486—A bill to be entitled An act relating to natural disaster preparedness, response, and recovery; requiring the Legislative Committee on Intergovernmental Relations to conduct a study of the costs associated with protecting and storing vital records and supplies in a school during a hurricane; requiring the Legislative Committee on Intergovernmental Relations to review the collection and allocation of funds deposited in the Emergency Management, Preparedness, and Assistance Trust Fund; requiring reports to the Legislature; amending s. 252.355, F.S.; revising the dates on which an electric utility is required to notify customers of the registration program for persons with special needs; amending s. 252.38, F.S.; requiring a local government to have a procedure in its emergency management plan for evacuating certain

residents before a natural disaster; requiring a local government to educate residents about evacuation procedures; requiring a local government to test its evacuation plan annually; authorizing a county or municipality to require that a representative of an electric utility or water or wastewater utility be accessible and present at a local emergency operations center under certain circumstances; creating s. 455.2287, F.S.; requiring the Department of Business and Professional Regulation to establish a statewide toll-free telephone hotline to receive information following a natural disaster concerning the regulation of certain professions; providing effective dates.

—was referred to the Committees on Domestic Security; Community Affairs; Communications and Public Utilities; and Transportation and Economic Development Appropriations.

By Senator Atwater—

SB 2488—A bill to be entitled An act relating to the restoration of educational facilities damaged by hurricanes in 2005; creating the Educational Facilities Hurricane Restoration Cash Flow Loan Program for the purpose of assisting district school boards in making timely payments in restoring educational facilities; providing eligibility requirements for receiving a cash flow loan; requiring the Department of Education to administer the loan program and distribute loan funds; requiring the Department of Community Affairs to notify the Department of Education when certain federal payments have been distributed; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; Domestic Security; Education Appropriations; and Ways and Means.

By Senator Argenziano—

SB 2490—A bill to be entitled An act relating to saltwater fisheries; amending s. 370.135, F.S.; establishing certain endorsement fees for the taking of blue crabs; establishing an annual trap tag fee; authorizing the Fish and Wildlife Conservation Commission to establish by rule an amount of equitable rent for access to state natural resources; requiring approval of such rule by the Governor and Cabinet; requiring the deposit of certain proceeds into the Marine Resources Conservation Trust Fund; specifying the use of such proceeds; providing administrative penalties for certain violations; prohibiting the unauthorized possession of trap gear or removal of trap contents and providing penalties therefor; providing penalties for certain other prohibited activities relating to traps, lines, buoys, and trap tags; providing penalties for fraudulent reports related to endorsement transfers; prohibiting certain activities during endorsement suspension and revocation; preserving state jurisdiction for certain convictions; providing requirements for certain license renewal; appropriating certain fee revenues to the commission for blue crab effort management program costs; requiring the commission to create an advisory board; amending s. 370.142, F.S.; providing administrative penalties for certain violations of the spiny lobster trap certificate program; amending s. 370.143, F.S.; revising provisions for certain trap retrieval programs and fees; providing an effective date.

—was referred to the Committees on Environmental Preservation; Criminal Justice; Governmental Oversight and Productivity; and General Government Appropriations.

By Senator Posey—

SB 2492—A bill to be entitled An act relating to highway designations; designating the replacement bridge over Lake Jesup on State Road 46 near Sanford as the “George C. Means Memorial Bridge”; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Baker—

SB 2494—A bill to be entitled An act relating to the future of electric service in Florida; creating s. 403.550, F.S.; creating the “Florida Energy Diversity and Efficiency Act”; creating s. 403.551, F.S.; providing legislative intent regarding the siting of nuclear power generating plants; creating s. 403.552, F.S.; providing definitions; creating 403.553, F.S.; specifying the powers and duties of the Department of Environmental Protection relating to nuclear power generating plants; creating s. 403.554, F.S.; providing that the act applies to the building of any new nuclear power plant or expanding the steam-generating capacity of any existing nuclear power plant after the effective date of the act; creating s. 403.555, F.S.; providing the procedures for the distribution of an initial application for siting a nuclear power plant; creating s. 403.556, F.S.; requiring the department to request that the Division of Administrative Hearings designate an administrative law judge to conduct the hearings; creating s. 403.557, F.S.; providing the procedures for determining the completeness of an application for siting a nuclear power generating plant; creating s. 403.558, F.S.; requiring certain specified agencies to submit a preliminary statement of issues to the department and the applicant within a specified period; requiring certain specified agencies to submit reports to the department within a specified period; detailing the contents of the reports; requiring the department to prepare a written analysis of each report; requiring that the reports be sent to specified persons; specifying the content of each analysis; creating s. 403.559, F.S.; providing for notification of the report and analysis to be available to the public; creating s. 403.560, F.S.; providing procedures for the certification proceedings; creating s. 403.561, F.S.; providing for the final disposition of an initial application; requiring the Governor and the Cabinet sitting as the Siting Board to prepare written findings setting forth the activities the applicant must complete in order to have the application approved if the certificate is denied; limiting the issues that may be raised in a hearing before the board to those matters raised in the certification hearing; creating s. 403.562, F.S.; providing that any time limit imposed by the act may be altered by the administrative law judge upon stipulation between the department and the applicant under certain circumstances; creating s. 403.563, F.S.; providing that if any provision of the act is in conflict with any law, rule, regulation, or ordinance of this state or any political subdivision, municipality, or agency, the act governs and controls; declaring that the state preempts the siting, regulation, and certification of nuclear power plant sites and nuclear power plants; creating s. 403.564, F.S.; providing that the state license is the sole license of the state and its agencies approving the site and the construction and operation of the proposed nuclear power plant; providing that the certificate authorizes the applicant to construct and operate the proposed nuclear power plant, subject to the conditions set forth in the certificate and those contained in any license or permit required under a federally delegated or approved permit program; providing for the effect of an approved certificate; creating s. 403.565, F.S.; providing for methods of publishing notice under the act; detailing the contents of the notice; providing that the applicant must pay the costs of certain notices; creating s. 403.566, F.S.; providing the grounds for which a certificate may be revoked or suspended; creating s. 403.567, F.S.; providing for review procedures for applications for certification which have been denied; creating s. 403.568, F.S.; providing grounds that constitute a violation of the act; creating 403.569, F.S.; providing that the information filed with the department relating to the certification of a nuclear power generating plant is a public record and is available for public inspection and copying during regular office hours, under the provisions of ch. 119, F.S.; creating s. 403.570, F.S.; providing procedures for modifying an issued certificate; creating s. 403.571, F.S.; providing procedures for filing a supplemental application for an existing nuclear power generation plant; creating s. 403.572, F.S.; requiring the department to charge the applicant an application fee, modification fee, or supplemental application fee; requiring that the fee be set by rule on a sliding scale related to the size, type, ultimate site capacity, increase in generating capacity proposed by the application, or the number and size of local governments in whose jurisdiction the nuclear power plant is located; providing for the distribution of the fees; creating s. 403.573, F.S.; requiring the Public Service Commission to determine the need for siting a nuclear power generation plant; providing procedures for the determination of need; amending s. 403.503, F.S.; removing the siting of nuclear power stations from facilities that are subject to the “Florida Electric Power Plant Siting Act”; reenacting ss. 380.23(3)(c) and 403.5175(1), F.S., relating to consistency reviews for certain federal projects and an application for certification by an electrical utility that owns or operates an existing electrical power plant, to incorporate the amend-

ments made to s. 403.503, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Communications and Public Utilities; Environmental Preservation; Community Affairs; and General Government Appropriations.

By Senator Aronberg—

SB 2496—A bill to be entitled An act relating to deceptive and unfair trade practices; amending s. 501.975, F.S.; providing definitions for part VI of ch. 501, F.S.; creating s. 501.9755, F.S.; declaring that unfair methods of competition, unconscionable acts or practices, and unfair or deceptive acts or practices used by motor vehicle dealers are unlawful; providing legislative intent; amending s. 501.976, F.S.; providing an exception to the requirement that a contract be fully complete before a customer signs a motor vehicle dealer's contract; creating s. 501.9765, F.S.; providing that a motor vehicle dealer who willfully uses a method or practice that victimizes or attempts to victimize senior citizens or handicapped persons commits an unfair or deceptive trade practice; providing a civil penalty; providing for reimbursement or restitution; creating s. 501.977, F.S.; providing additional remedies against a motor vehicle dealer; creating s. 501.978, F.S.; providing that the remedies of part VI of ch. 501, F.S., are in addition to remedies otherwise available for the same conduct under state or local law and do not preempt local consumer-protection ordinances not in conflict with part VI of ch. 501, F.S.; creating s. 501.979, F.S.; providing for attorney's fees for a prevailing party; providing procedures for receiving attorney's fees; authorizing the Department of Legal Affairs or the office of the state attorney to receive attorney's fees under certain circumstances; creating s. 501.980, F.S.; requiring that, as a condition precedent to initiating civil litigation arising under part VI of ch. 501, F.S., a claimant give the motor vehicle dealer written notice of the claimant's intent to initiate litigation against the motor vehicle dealer not less than 30 days before initiating the litigation; providing for the content of the notice of claim and the method by which the notice of claim is given to the motor vehicle dealer; providing that if the claim is paid by the motor vehicle dealer within 30 days after receiving the notice of claim, together with a surcharge of 10 percent of the alleged actual damages, the claimant may not initiate litigation against the motor vehicle dealer, and the motor vehicle dealer is obligated to pay only \$500 for the attorney's fees of the claimant; providing that the surcharge not exceed \$500; providing procedures for damage claims that are nonquantifiable; providing expedited procedures when the claimant is without access to a motor vehicle; providing that a claimant is not entitled to a surcharge under certain circumstances; providing that a motor vehicle dealer is not obligated to pay the claimant's attorney's fees under certain circumstances; providing that the presuit-notification procedures apply to class actions; providing that any applicable statute of limitations is tolled for 30 days for individual claims and 90 days for class action claims; providing that the act does not affect the statutory responsibilities of the Attorney General or the office of the state attorney; requiring a court to abate litigation, without prejudice, until the claimant has complied with the required procedures; amending s. 501.212, F.S.; exempting motor vehicle dealers from the provisions of part II of ch. 501, F.S.; providing an exception for the enforcing authority; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Consumer Services; and Judiciary.

By Senator Aronberg—

SB 2498—A bill to be entitled An act relating to court-ordered non-binding arbitration; amending s. 44.103, F.S.; revising provisions relating to presentation of testimony and evidence in court-ordered non-binding arbitration proceedings; revising provisions relating to award of specified costs of a trial de novo following arbitration against the party requesting the trial when the trial judgment differs from the arbitration award by a certain amount; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Campbell—

SB 2500—A bill to be entitled An act relating to patient records; amending s. 395.3025, F.S.; requiring disclosure by a licensed facility concerning individually identifiable health information transmitted to a site outside the United States; requiring notice to and consent of the patient; providing for renewal and revocation of consent; providing for a consent form and contents thereof; prohibiting discrimination based on refusal to grant consent; providing an effective date.

—was referred to the Committees on Health Care; and Judiciary.

By Senator Sebesta—

SB 2502—A bill to be entitled An act relating to forensic services; designating the act the "Florida Forensic Service and Technical Training Act"; amending s. 943.04, F.S.; requiring the Criminal Justice Investigations and Forensic Science Program within the Department of Law Enforcement, in consultation with a nationally prominent partner, to provide training and technical assistance to state, local, and other law enforcement agencies in matters of forensic science, assist crime laboratories in becoming accredited, aid in the design or redesign of forensic computer systems, and maintain equipment and supplies at its Tallahassee office or other regional laboratory sufficient for the department to operate in another location on a temporary basis if a local crime laboratory is damaged or destroyed by a natural disaster or other catastrophic event; providing an effective date.

—was referred to the Committees on Criminal Justice; Domestic Security; and Justice Appropriations.

By Senator Sebesta—

SB 2504—A bill to be entitled An act relating to hurricane evacuation shelters; amending s. 252.385, F.S.; requiring public and private commercial buildings that are built after a certain date and meet certain standards to be constructed according to the design criteria published by the American Red Cross in order to serve a secondary purpose as a hurricane evacuation shelter; prohibiting a building permit from being issued for a construction project until the design is certified to be in compliance with certain standards; providing an effective date.

—was referred to the Committees on Domestic Security; Community Affairs; Regulated Industries; and Transportation and Economic Development Appropriations.

By Senators Posey and Dockery—

SB 2506—A bill to be entitled An act relating to highway designations; designating a portion of State Road 520 in Brevard County as the "Patrick D. Smith Causeway"; directing the Department of Transportation to erect suitable markers; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Posey—

SB 2508—A bill to be entitled An act relating to health care clinics; amending s. 400.9905, F.S.; providing that an entity that files an annual affidavit with the Agency for Health Care Administration stating that it does not provide personal injury protection benefits is not defined as a clinic for purposes of the Health Care Clinic Act; amending s. 400.993, F.S.; providing that an entity that provides services in conflict with such an affidavit to the agency commits a felony of the third degree; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; Criminal Justice; and Health and Human Services Appropriations.

By Senator Haridopolos—

SB 2510—A bill to be entitled An act relating to the Florida Incentive-based Permitting Act; creating s. 403.0874, F.S.; providing a short title; providing legislative findings; providing purposes; providing definitions; providing for an Incentive-based Permitting Program; providing compliance incentives for certain environmental permitting activities; providing requirements and limitations; providing for administration by the Department of Environmental Protection; requiring the department to adopt certain rules; amending ss. 161.041, 373.219, and 373.413, F.S.; specifying application of Incentive-based Permitting Program provisions; amending s. 403.087, F.S.; revising criteria for department permit issuance to conform; providing an effective date.

—was referred to the Committees on Environmental Preservation; and General Government Appropriations.

SB 2512—Withdrawn prior to introduction.

By Senator Geller—

SB 2514—A bill to be entitled An act relating to commercial motor vehicles; creating s. 316.570, F.S.; providing definitions; requiring a minimum amount of insurance coverage for persons engaged in retrofitting, rebuilding, or modifying commercial trucks, truck tractors, or heavy trucks into dump trucks; providing safety standards; providing penalties; providing an effective date.

—was referred to the Committees on Transportation; Banking and Insurance; and Criminal Justice.

By Senator Campbell—

SB 2516—A bill to be entitled An act relating to homeland security; creating s. 16.61, F.S.; creating the Division of Homeland Security within the Office of the Attorney General; providing for the director of the division to be appointed by the Governor, subject to confirmation by the Senate; providing an effective date.

—was referred to the Committees on Domestic Security; Criminal Justice; Judiciary; Governmental Oversight and Productivity; and Justice Appropriations.

By Senator Argenziano—

SB 2518—A bill to be entitled An act relating to procurement of contractual services by a state agency; amending s. 287.057, F.S.; prohibiting a state agency from renewing or amending a contract for outsourcing under certain conditions; requiring certain qualifications for persons chosen to conduct negotiations during specified procurements; requiring the department to adopt rules governing those qualifications; requiring that a specified statement be included in procurements of commodities and services which prohibits contact between respondents and specified employees of the executive and legislative branches; creating s. 287.0571, F.S.; creating the Florida Efficient Government Act; providing legislative intent; providing that procurements of specified commodities and services are not subject to the act; creating s. 287.05721, F.S.; providing definitions; creating s. 287.0573, F.S.; creating the Council on Efficient Government; providing the purpose and membership of the council; providing duties and responsibilities of the council; requiring the council to review and issue advisory reports on certain state agency procurements; requiring the department to employ adequate number of staff; requiring the council to be headed by a director appointed by the Secretary of Management Services; requiring state agencies to submit materials required by the council; creating s. 287.0574, F.S.; providing requirements for certain business cases to outsource by a state agency; requiring a state agency to develop a business case that describes and analyzes a contractual services procurement under consideration; providing that the business case is not subject to challenge or protest under the Administrative Procedure Act; providing required components of a business case; providing contract require-

ments for an outsourcing procurement; amending s. 287.058, F.S.; providing that a contract may not prohibit a contractor from lobbying the executive or legislative branches concerning specified contract issues, within specified time lines; creating s. 287.074, F.S.; requiring that only public officers or employees perform certain functions; prohibiting a contractor from participating in the procurement of contractual services by a state agency; repealing s. 14.203, F.S., relating to the State Council on Competitive Government; providing appropriations; providing that certain state agencies are subject to the act; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Ways and Means.

By Senator Siplin—

SB 2520—A bill to be entitled An act relating to hospitals; creating s. 395.1033, F.S.; requiring the Agency for Health Care Administration to adopt a model protocol of uniform policies and procedures for hospitals to follow in the event of a natural disaster or state of emergency; requiring that specified procedures be included in the model protocol; requiring that hospitals provide shelter space for children of hospital employees who are on duty during an emergency; requiring each hospital in the state to adopt uniform policies and procedures to be followed during an emergency based on the model protocol developed by the agency; requiring that the agency prescribe by rule a schedule for hospitals to submit the uniform policies and procedures for review and approval; providing an effective date.

—was referred to the Committees on Health Care; and Domestic Security.

By Senator Posey—

SB 2522—A bill to be entitled An act relating to insurance; amending s. 624.605, F.S.; including insurance against the risk of loss which is assumed by a creditor under a debt-cancellation agreement or debt-suspension agreement within the definition of the term “casualty insurance”; amending s. 627.553, F.S.; revising the limitation on the amount of debtor life insurance which may be placed on a debtor in a debtor group; amending s. 627.679, F.S.; revising the limitation on the amount of credit life insurance which may be placed on a debtor; amending ss. 627.351 and 766.314, F.S., relating to insurance risk apportionment plans and assessments; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

By Senators Posey and Baker—

SB 2524—A bill to be entitled An act relating to construction contracts; amending s. 725.06, F.S.; deleting certain exceptions to the prohibition against certain indemnification or hold-harmless agreements or agreements to insure certain other parties in construction contracts; providing an exception for certain public utilities and other public agencies; providing an effective date.

—was referred to the Committees on Regulated Industries; Judiciary; and Governmental Oversight and Productivity.

By Senator Posey—

SB 2526—A bill to be entitled An act relating to the licensing of insurance agents; amending s. 626.171, F.S.; revising certain fingerprinting requirements; amending s. 626.7851, F.S.; revising the number of hours of classroom or correspondence courses in insurance which are required for licensure as a life agent; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Criminal Justice.

By Senator Posey—

SB 2528—A bill to be entitled An act relating to motor vehicle operators; amending s. 322.1615, F.S.; prohibiting a motor vehicle operator who holds a learner's driver's license from using a mobile telephone or personal communication device while operating a vehicle; providing a penalty; providing an effective date.

—was referred to the Committee on Transportation.

By Senator Posey—

SB 2530—A bill to be entitled An act relating to community associations; creating s. 712.11, F.S.; providing for the revival of certain declarations that have been extinguished; amending s. 718.110, F.S.; revising provisions relating to the amendment of declarations; providing legislative findings and a finding of compelling state interest; requiring a holder of a recorded mortgage on a condominium unit that requires the consent or joinder of a mortgagee to an amendment to provide certain information to a condominium association; providing definitions; providing criteria for consent to an amendment; requiring notice regarding proposed amendments to mortgagees; providing criteria for notification; requiring the association to conduct a diligent search to identify mortgagees; requiring the association's representative to execute an affidavit confirming that a diligent search was conducted; prohibiting the declaration of condominium, articles of incorporation, or bylaws from requiring the consent or joinder of more than a specified percent of the eligible mortgagees in connection with proposed amendments under certain conditions; providing criteria for enforcement; requiring mortgagees seeking to disapprove a proposed amendment to provide certain information to the association; providing for the recovery of certain costs and attorney's fees; amending s. 718.404, F.S.; providing retroactive application of provisions relating to mixed-use condominiums; amending s. 720.302, F.S.; revising governing provisions relating to corporations that operate residential homeowners' associations; amending s. 720.303, F.S.; providing that special assessments may not be levied at a board meeting except under certain circumstances; revising provisions relating to the closed-circuit cable broadcast notice requirement; authorizing the association to charge a reasonable fee for providing good faith responses to certain requests for information by or on behalf of a prospective purchaser or lienholder; providing conditions for exemption from liability for providing such information; revising what must be included in an association's annual budget; providing for reserve accounts for capital expenditures and deferred maintenance; revising when the association must have its financial report completed and provided to members; repealing s. 720.303(2), F.S., as amended, relating to board meetings, to remove conflicting versions of that subsection; amending s. 720.305, F.S.; providing that, where a member is entitled to collect attorney's fees against the association, the member may also recover additional amounts as determined by the court; prohibiting an association from filing a foreclosure action against homestead property; providing exceptions; tolling applicable limitation periods; amending s. 720.306, F.S.; providing that certain mergers or consolidations of an association shall not be considered a material or adverse alteration of the proportionate voting interest appurtenant to a parcel; revising provisions relating to items that members and parcel owners may address at membership meetings; amending s. 720.307, F.S.; providing additional documents that the developer must deliver at the time the association members elect the board of directors; amending s. 720.308, F.S.; providing for the establishment of guarantees of common expenses shared by association members; amending s. 720.311, F.S.; revising provisions relating to dispute resolution; providing that the filing of any petition for arbitration or the serving of an offer for presuit mediation shall toll the applicable statute of limitations; providing that certain disputes between an association and a parcel owner shall be subject to presuit mediation; revising provisions to conform; providing that temporary injunctive relief may be sought in certain disputes subject to presuit mediation; authorizing the court to refer the parties to mediation under certain circumstances; requiring the aggrieved party to serve on the responding party a written offer to participate in presuit mediation; providing a form for such offer; providing that service of the offer is effected by the sending of such an offer in a certain manner; providing that the prevailing party in any subsequent arbitration or litigation proceedings is entitled to seek recovery of all costs and attorney's fees incurred in the presuit mediation process; requiring the mediator or arbitrator to meet certain certification requirements; removing a requirement relating to development of an education program

to increase awareness of the operation of homeowners' associations and the use of alternative dispute resolution techniques; providing effective dates.

—was referred to the Committees on Regulated Industries; Community Affairs; and Judiciary.

By Senator Posey—

SB 2532—A bill to be entitled An act relating to Medicaid eligibility; amending s. 409.902, F.S.; providing for determination of eligibility for nursing facility services under the Medicaid program; specifying a penalty period; requiring the Agency for Health Care Administration to develop a reimbursement methodology for certain facilities; specifying criteria for certain personal services contracts; providing that certain financial instruments signed within a specified period of time be considered countable assets when determining Medicaid eligibility; specifying criteria for certain annuities; providing direction to hearing officers relating to revisions of community spouse income or resource allowances; authorizing the Department of Children and Family Services to adopt rules; providing a contingent effective date.

—was referred to the Committees on Health Care; Children and Families; and Health and Human Services Appropriations.

By Senator Posey—

SB 2534—A bill to be entitled An act relating to confidentiality agreements; amending s. 69.081, F.S.; providing that it is the policy of the state that confidentiality agreements are unenforceable unless approved by the court; revising the definition of the term "public hazard"; prohibiting the court from recognizing a confidentiality agreement absent a showing of certain elements; providing that an agreement to settle a civil cause of action or potential cause of action which restricts the right of a person to disclose a matter relating to the action is void and unenforceable; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Atwater—

SB 2536—A bill to be entitled An act relating to marriage licenses; amending s. 741.0405, F.S.; deleting provisions authorizing the court to issue a marriage license upon the sworn application that both minor applicants are the parents of a child or the expectant parents of a child; deleting provisions authorizing the court to issue a marriage license upon written verification by a physician and sworn application that the minor female applicant is an expectant parent; providing an effective date.

—was referred to the Committees on Judiciary; and Children and Families.

By Senators Argenziano and Crist—

SB 2538—A bill to be entitled An act relating to the Florida Springs Protection Act; creating pt. IV of ch. 369, F.S., relating to springs protection; providing legislative intent; creating the Florida Springs Task Force; providing for membership and a chair person; authorizing the task force to appoint technical subcommittees; requiring state agencies to render assistance to the task force; requiring the task force to assess the conditions of first and second magnitude springs in this state; providing requirements for the assessments; requiring that the task force recommend strategies for protecting the springs; requiring that the task force consider certain additional studies and initiatives; requiring that the task force develop a model springs protection plan; requiring that the task force take public comment; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Community Affairs.

By Senator Argenziano—

SB 2540—A bill to be entitled An act relating to limitations on the use of the power of eminent domain; providing a definition; prohibiting, under certain conditions, a state agency, political subdivision, or corporation acting on behalf of a state agency or political subdivision from taking private property through the use of eminent domain; providing exemptions from the prohibition; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; Judiciary; Ways and Means; and Rules and Calendar.

By Senator Fasano—

SB 2542—A bill to be entitled An act relating to the state courts system; requiring that a person holding a position in the state courts system which is funded by a county be an employee of the judicial circuit; requiring that the county be considered the employer for certain purposes; requiring a county to provide benefits to an employee of the state courts system in the same manner as benefits are provided to any other employee of the county; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; Governmental Oversight and Productivity; Justice Appropriations; and Ways and Means.

By Senator Dockery—

SB 2544—A bill to be entitled An act relating to environmental protection; providing legislative intent regarding funding for the Florida Forever program; amending s. 201.15, F.S.; revising provisions governing distribution of a portion of the proceeds of the excise tax on documents to the Land Acquisition Trust Fund; amending s. 373.4144, F.S.; removing provisions requiring the Department of Environmental Protection to develop a mechanism consolidating federal and state wetland permitting programs; authorizing implementation of a statewide programmatic general permit by the department and each water management district for certain dredge and fill activities; specifying conditions applicable to such permit; providing for use of such general permit within the Northwest Florida Water Management District; amending s. 373.4211, F.S.; revising provisions concerning the vegetative index used to delineate the landward extent of wetlands and surface waters; providing effective dates.

—was referred to the Committees on Environmental Preservation; Government Efficiency Appropriations; General Government Appropriations; and Ways and Means.

By Senator Sebesta—

SB 2546—A bill to be entitled An act relating to public educational facilities; amending s. 1013.12, F.S.; clarifying that the architectural design and plans for constructing new educational plants and facilities or for modifying existing plants and facilities are not subject to the jurisdiction of local fire officials; authorizing a district school board to request that a local fire official resolve an ambiguity in the uniform firesafety standards with respect to new or modified construction; requiring that such assistance be provided at no cost; providing an effective date.

—was referred to the Committees on Education; Community Affairs; and Banking and Insurance.

By Senator Carlton—

SB 2548—A bill to be entitled An act relating to state financial matters; amending s. 11.513, F.S.; requiring that additional data be included in the plans for monitoring major programs of state agencies and in the reviews of those programs; providing for the Office of Program Policy Analysis and Government Accountability to review agency performance

standards and report to the Governor, the Legislature, and the Legislative Budget Commission; amending s. 215.18, F.S.; requiring that the Governor provide prior notice of transfers between certain funds; amending s. 216.011, F.S.; defining the term “incurred obligation” for purposes of state fiscal affairs, appropriations, and budgets; amending s. 216.013, F.S.; revising requirements for including information regarding performance measures in the long-range program plans of state agencies and the judicial branch; amending s. 216.023, F.S.; revising certain requirements for legislative budget requests; amending s. 216.177, F.S.; clarifying the circumstances under which the Executive Office of the Governor and the Chief Justice of the Supreme Court are required to provide notice to the chair and vice chair of the Legislative Budget Commission; amending s. 216.181, F.S.; providing that amendments to certain approved operating budgets are subject to objection procedures; requiring that state agencies submit to the chair and vice chair of the Legislative Budget Commission a plan for allocating any lump-sum appropriation in a budget amendment; amending s. 216.1815, F.S.; revising certain requirements for the performance standards included in an amended operating budget submitted to the Legislative Budget Commission; creating s. 216.1827, F.S.; requiring that each state agency operating under a performance-based budget maintain certain performance measures and standards; requiring that performance data, measures, and standards be submitted to the Office of Program Policy Analysis and Government Accountability for review; limiting the reduction of standards without a recommendation of the Governor and approval by the Legislature; providing guidelines for establishing agency performance measures and standards; amending s. 216.292, F.S.; requiring that notice of changed conditions necessitating the budget action be provided to the Executive Office of the Governor and the legislative appropriations committees when funds are transferred between categories of appropriations or budget entities; requiring that such transfers be consistent with legislative policy and intent; providing that certain transfers between budget entities are subject to objection procedures; clarifying provisions authorizing certain transfers of appropriations from trust funds; amending s. 216.301, F.S.; revising the requirements for undisbursed balances of appropriations; providing a procedure for identifying and paying incurred obligations; amending s. 252.37, F.S.; providing that a budget amendment following a state of emergency is subject to approval by the Legislative Budget Commission; providing effective dates.

—was referred to the Committee on Ways and Means.

By Senator Posey—

SB 2550—A bill to be entitled An act relating to the tax on sales, use, and other transactions; creating the “Common Sense Tax Reform Act of 2006”; amending s. 212.08, F.S.; providing an exemption from the tax for alcoholic beverages and malt beverages sold by the drink for consumption on the vendor’s licensed premises; deleting ostriches from the list of animals for which feed is specifically exempted; repealing s. 212.031(9), F.S., relating to the exemption from the tax on rental or license fees for the use of real property which applies to charges for the rental, lease, sublease, or license for the use of a skybox, luxury box, or other box seats during a high school or college football game; providing that the repeal is inapplicable to contracts entered into before a specified date; providing that the exempt status of charges imposed under any such contract ends after a specified date; providing an effective date.

—was referred to the Committees on Government Efficiency Appropriations; and Ways and Means.

By Senator Dawson—

SB 2552—A bill to be entitled An act relating to affordable housing; requiring certain developers to provide affordable housing; providing locations where the developer must provide the housing; authorizing the developers to make payment to the Florida Affordable Housing Trust Fund in lieu of providing affordable housing; providing the Department of Business and Professional Regulation with certain powers and responsibilities; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; and Transportation and Economic Development Appropriations.

By Senator Klein—

SB 2554—A bill to be entitled An act relating to seaport security; creating s. 311.126, F.S.; providing legislative findings; providing that authorized seaport security personnel have full access at all reasonable hours to inspect all railroad cars, trucks, cargo containers, motor vehicles, truck and motor vehicle trailers, and vessels that are leaving or preparing to leave a seaport in this state; authorizing seaport security personnel or law enforcement officers to examine any container, to open any container, and to forcibly open containers if access to a vehicle or container is denied by the owner, driver, operator, or other person in charge of the container; providing that any person who is authorized to enforce or assist in enforcement of the act and who lawfully engages in that activity is immune from civil or criminal liability; providing that a person who violates the act commits a felony of the third degree; providing criminal penalties; providing that local seaport security personnel and law enforcement agencies may request assistance from state law enforcement agencies having expertise in cargo security to provide specialized training on cargo security; requiring each seaport to set performance measures for inspecting outbound vehicles; authorizing ports having specific performance goals and plans to receive additional funding for increased security costs and equipment; requiring that all services and equipment purchased conform to the approved security plan of the seaport and the area maritime security plan and be approved by the Department of Law Enforcement and the Office of Drug Control; providing an appropriation; limiting the funding each seaport may receive; providing an effective date.

—was referred to the Committees on Domestic Security; Transportation; Criminal Justice; and Transportation and Economic Development Appropriations.

By Senator Saunders—

SB 2556—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021, F.S.; revising the definition of the term “phased retirement program”; amending s. 121.091, F.S.; revising certain limitations on positions for which district school boards, community colleges, state universities, and the Florida School for the Deaf and the Blind may reemploy a member of the Florida Retirement System after a specified period of retirement; prohibiting the reemployment of administrative personnel in grades K through 20; extending participation in the Deferred Retirement Option Program to prekindergarten and K-20 employees receiving administrative authorization; revising the election period in the Deferred Retirement Option Program for prekindergarten and K-20 employees; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; and Ways and Means.

By Senator Saunders—

SB 2558—A bill to be entitled An act relating to the Florida High School Athletic Association; amending s. 1006.20, F.S.; requiring that the bylaws of the association allow a student who transfers to or from a private school to be eligible to engage in high school athletic competition at the new school in the year of the transfer; providing retroactivity; providing an effective date.

—was referred to the Committee on Education.

By Senator Garcia—

SB 2560—A bill to be entitled An act relating to the seizure of imitation firearms; authorizing a law enforcement officer to seize any imitation firearm that is entered into commerce without having a distinctive marking; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Criminal Justice.

By Senator Wilson—

SB 2562—A bill to be entitled An act relating to school-entry health and vision examinations; amending s. 1003.22, F.S.; requiring children who enter public or private schools in the state to present evidence of having received a comprehensive vision examination; providing an exemption; amending ss. 1002.20 and 1002.42, F.S.; conforming provisions; providing for the imposition of a fee on the retail sale of non-prescription eyeglasses; providing for collection of fees and remittance to the Department of Health to assist parents in paying for school-entry comprehensive vision examinations; requiring rules for eligibility for and distribution of funds; providing effective dates.

—was referred to the Committees on Education; Health Care; and Health and Human Services Appropriations.

By Senator Atwater—

SB 2564—A bill to be entitled An act relating to public records; creating s. 381.8531, F.S.; providing an exemption from public-records requirements for personal identifying information contained in records of the Florida Center for Brain Tumor Research; providing for future review and repeal; providing a finding of public necessity; providing a contingent effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Atwater—

SB 2566—A bill to be entitled An act relating to brain tumor research; creating s. 381.853, F.S.; providing legislative findings and intent; requiring the Department of Health to develop and maintain a brain tumor registry; providing that individuals may choose not to be listed in the registry; establishing the Florida Center for Brain Tumor Research within the Scripps Research Institute; providing purpose and goal of the center; requiring the center to hold an annual brain tumor biomedical technology summit; providing for clinical trials and collaboration between certain entities; providing for funding; establishing a scientific advisory council and providing for composition and terms thereof; providing rulemaking authority to the department; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; Health and Human Services Appropriations; and Ways and Means.

By Senator Diaz de la Portilla—

SB 2568—A bill to be entitled An act relating to the Film, Print Media, and Entertainment Industry Task Force; creating the Film, Print Media, and Entertainment Industry Task Force; providing purpose, duties, membership, and organization of the task force; requiring a report; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Governmental Oversight and Productivity.

By Senator Diaz de la Portilla—

SB 2570—A bill to be entitled An act relating to community associations; amending s. 718.110, F.S.; requiring notice of a proposed amendment to the declaration to be sent to the unit owner by certified mail; amending s. 718.111, F.S.; restricting a condominium association from waiving a financial report for more than 2 consecutive years; providing duties for condominium boards of administration in the event of certain casualties; providing that certain assessments may be made against unit owners under certain conditions; providing condominium association guidelines for the designation of disabled parking spaces; amending s. 718.112, F.S.; authorizing the board or membership to determine the

composition of the board of administration under certain circumstances; requiring the board to respond to certain inquiries by certified mail, return receipt requested; removing a provision allowing a condominium association to respond only once every 30 days to unit owner inquiries; providing that no action shall be taken or resolution made without an open meeting of the board; requiring the board to address agenda items proposed by a petition of 20 percent of the unit owners; revising notice procedures; revising the terms of office and reelection of the members of a condominium association board; providing that certain persons providing notice of a meeting must provide an affidavit affirming that the notices were delivered; authorizing the association's representative to provide certain notices; removing a provision allowing an association to print or duplicate certain information sheets on both sides of the paper; revising procedures relating to the filling of a vacancy on the board; removing a provision allowing an association to provide for different voting and election procedures in its bylaws; authorizing unit owners the right to have items placed on the agenda of the annual meeting and to be voted upon under certain conditions; requiring a vote to provide for no reserves or percentage of reserves to be made at certain times; authorizing the association to use reserve funds for nonscheduled purposes under certain conditions; requiring that assessments be made against units on a quarter-annual or more frequent basis; providing that certain provisions shall not preclude the right of an association to accelerate assessments of certain owners delinquent in payment of common expenses; providing that accelerated assessments shall be due and payable after the claim of lien is filed; amending s. 718.113, F.S.; requiring boards of administration to adopt or restate hurricane shutter specifications yearly at the annual meeting; authorizing the board to install hurricane protection that complies with the applicable building code; requiring the board to have the condominium buildings periodically inspected for structural and electrical soundness by a professional engineer or professional architect registered in the state; requiring the inspector to provide a report to the association; amending s. 718.115, F.S.; providing that a bulk contract for basic service may be deemed a common expense; amending s. 718.116, F.S.; removing provisions limiting the liability of a first mortgagee or its successor or assignees who acquire title to a unit by foreclosure or by deed; revising the order in which payments received by the association must be applied; restricting certain liens from being filed on a condominium parcel until 30 days after service of a notice of intent to file the lien; requiring that itemized expenses and a payment schedule be included in certain special assessments; providing that funds collected pursuant to a special assessment shall not be commingled with any other association funds; creating s. 718.1223, F.S.; requiring any complaint of abuse filed with the Division of Florida Land Sales, Condominiums, and Mobile Homes shall immediately be investigated by the division; requiring the division to institute enforcement proceedings under certain circumstances; defining the term "abuse" for purposes of the section; creating s. 718.1224, F.S.; prohibiting certain lawsuits arising from unit owners' appearances and presentations before a governmental entity; providing a definition; amending s. 718.1255, F.S.; requiring the division to promptly refer certain cases to mediation; providing that an arbitrator may refer a dispute to mediation at any time; amending s. 718.302, F.S.; conforming provisions; amending s. 718.3026, F.S.; providing that certain contracts between a service provider and an association shall not be for a term in excess of 3 years and shall not contain an automatic renewal clause; requiring that certain contracts for construction must have the approval of an attorney hired by the association; amending s. 718.303, F.S.; requiring that persons subject to certain actions be notified of their violation in a certain manner; providing a timeframe in which the person must respond; amending s. 718.501, F.S.; requiring the division to prepare and disseminate a prospectus and other information for use by owners, purchasers, lessees, and developers of residential condominiums; providing that the board member training provided by the division shall be provided in conjunction with recommendations by the ombudsman; amending s. 718.5011, F.S.; restricting location of the Office of the Condominium Ombudsman; providing that the ombudsman shall exercise his or her policymaking and other functions independently of the Department of Business and Professional Regulation and without approval or control of the department; requiring the department to render administrative support for certain matters; requiring that revenues collected by the department for the Office of the Condominium Ombudsman be deposited in a separate fund or account; amending s. 718.5012, F.S.; providing that the division shall process the ombudsman's recommendations and petitions in an expeditious manner and defer to his or her findings; providing the ombudsman with the power to order meetings between certain parties; authorizing the ombudsman to make recommendations to the division to pursue enforcement action in circuit court on behalf of a class of

unit owners, lessees, or purchasers; authorizing the ombudsman to order that any aspect of an association election be conducted by an election monitor; authorizing the ombudsman to order an association to implement certain remedies; authorizing the ombudsman to order certain persons to cease and desist from unlawful practices; repealing s. 718.50151, F.S., to abolish the Advisory Council on Condominiums and its functions; amending s. 719.1055, F.S.; providing that amendments restricting cooperative owners' rights relating to the rental of units apply only to certain unit owners; creating s. 720.4016, F.S.; creating the Advisory Council on Mandated Properties to be located within the division; providing membership; providing that members of the council shall serve without compensation but are entitled to receive per diem and travel expenses; providing that vacancies shall be filled in the same manner as original appointments; providing an effective date.

—was referred to the Committees on Regulated Industries; Community Affairs; Governmental Oversight and Productivity; and Judiciary.

By Senator Crist—

SB 2572—A bill to be entitled An act relating to physician orders for life-sustaining treatment; creating s. 765.3065, F.S.; requiring the Department of Health to create a physician orders for life-sustaining treatment (POLST) form; providing definitions; requiring the form to be completed by a licensed health care professional and signed by specified parties; providing guidelines for use of the form; requiring periodic review of the form; providing requirements for the completion of a new form; providing circumstances in which a form may be revoked; authorizing certain future revisions to the form; requiring a completed form to be part of a principal's medical record; requiring the department to place the form on the department's Internet website; amending s. 765.101, F.S.; including the form in the definition of the term "advance directive"; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Health and Human Services Appropriations.

By Senator Wilson—

SB 2574—A bill to be entitled An act relating to the tax on corporate income; amending s. 220.187, F.S.; providing for tax credits for contributions to eligible nonprofit educational-improvement organizations, as well as for contributions to eligible nonprofit scholarship-funding organizations; providing that an additional purpose of the section is to enable students in specified grades in public schools to receive certain assistance in attaining grade-level performance; defining terms; providing for allocating among the categories of recipients the total allowable amount of tax credits which may be granted during each state fiscal year; providing obligations of eligible nonprofit educational-improvement organizations; revising parental obligations; revising provisions relating to administration and to deposits of eligible contributions, to conform; providing an effective date.

—was referred to the Committees on Education; Judiciary; Government Efficiency Appropriations; Education Appropriations; and Ways and Means.

By Senator Wilson—

SB 2576—A bill to be entitled An act relating to education; creating s. 1003.425, F.S.; requiring that certain information concerning the value of a high school education, the test scores that help students obtain a diploma, and the options for postsecondary training and workforce participation be provided to students who are in the 9th grade and to those who withdraw from public school; requiring that a counselor be assigned to each student who withdraws and that the counselor follow the student's progress until the student becomes an adult; amending s. 1008.25, F.S.; providing that the Legislature intends to provide students and parents with the tools and resources to ensure academic success; requiring that the middle school success plan include home visits for the purpose of monitoring a student's progress and ensuring that the parent is informed of efforts directed towards the student; requiring remedial or supplemental instruction to include programs to assist students in

achieving a passing score on the FCAT assessment; requiring that a weekly progress report be provided to the parent; requiring assistance that familiarizes the student with the type of questions that are likely to appear on the FCAT; authorizing high school students who have passed the FCAT to provide tutoring assistance for students in certain grades; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Wilson—

SB 2578—A bill to be entitled An act relating to elementary education; creating s. 1003.035, F.S.; providing a maximum student-teacher ratio for classrooms in grades K through 3 of schools designated as the 100 lowest-performing elementary schools; requiring the construction of primary learning centers at such schools by a specified deadline; providing criteria for such centers; requiring the hiring of teachers of reading skills at such schools by a specified deadline; providing for continuing operational funding for each such center and school that meets eligibility requirements; providing an effective date.

—was referred to the Committees on Education; Education Appropriations; and Ways and Means.

By Senators Fasano, King, Sebesta and Haridopolos—

SB 2580—A bill to be entitled An act relating to the state's aerospace industry; redesignating the "Florida Space Authority" as "Space Florida"; providing legislative intent; providing definitions; revising and consolidating the roles, purposes, responsibilities, assets, and duties of the Florida Space Authority as those of Space Florida; deleting authority to establish facilities and complementary activities; providing additional powers and duties of Space Florida; prohibiting Space Florida from endorsing political candidates or making campaign contributions; characterizing certain property as Space Florida territory; providing additional powers and responsibilities of Space Florida relating to the state's aerospace industry; deleting authority to exercise eminent domain powers; requiring Space Florida to create a business plan and a marketing campaign; requiring Space Florida to coordinate its activities with federal and state agencies; replacing provisions providing for a board of supervisors with provisions providing for a board of directors of Space Florida; providing for designation and appointment of members; providing for terms, removal of members, and filling of vacancies; providing for board meetings; specifying service without compensation; providing for reimbursement of certain expenses; providing financial disclosure requirements; revising powers and duties of the board; creating ss. 331.3011 and 331.3051, F.S.; amending ss. 331.301, 331.302, 331.303, 331.305, 331.306, 331.308, 331.309, 331.310, 331.3101, 331.311, 331.312, 331.313, 331.315, 331.316, 331.317, 331.318, 331.319, 331.320, 331.321, 331.322, 331.323, 331.324, 331.325, 331.326, 331.327, 331.328, 331.329, 331.331, 331.333, 331.334, 331.335, 331.336, 331.337, 331.338, 331.339, 331.340, 331.343, 331.345, 331.346, 331.347, 331.348, 331.349, 331.350, 331.351, 331.354, 331.355, 331.360, and 331.369, F.S., to conform; amending ss. 14.2015, 74.011, 196.012, 212.02, 288.063, 288.075, 288.35, and 288.9415, F.S., to conform; amending s. 212.08, F.S.; expanding the exemption from the sales and use tax on certain machinery and equipment; amending s. 212.20, F.S.; requiring dealers at certain business locations to file returns with the Department of Revenue disclosing certain sales tax information; specifying return requirements; requiring the department to distribute certain proceeds to Space Florida; requiring expenditure of such proceeds for certain purposes; creating s. 1004.86, F.S.; requiring the Department of Education to establish the Florida Center for Mathematics and Science Education Research at a public state university; specifying requirements for the center; repealing s. 331.314, F.S., relating to the exclusive authority of the Florida Space Authority to regulate spaceports; repealing s. 331.367, F.S., relating to the Spaceport Management Council; repealing s. 331.368, F.S., relating to the Florida Space Research Institute; repealing ss. 331.401, 331.403, 331.405, 331.407, 331.409, 331.411, 331.415, 331.417, and 331.419, F.S., relating to the Florida Aerospace Finance Corporation; providing that the Florida Space Authority, the Florida Space Research Institute, and the Florida Aerospace Finance Corporation are dissolved on a specified date; providing that Space Florida assumes the records, property, and

unexpended balances of appropriations, allocations, and other funds from the dissolved entities; requiring the Governor, the President of the Senate, and the Speaker of the House of Representatives to appoint the board of directors of Space Florida by a specified date; requiring the board of directors of Space Florida to hold its first meeting by a specified date; amending ss. 228.1224, 288.9015, 445.004, and 1001.10, F.S.; requiring the Florida Commission on Tourism, Enterprise Florida, Inc., Workforce Florida, Inc., and the Commissioner of Education to enter into memoranda of agreement with Space Florida; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Education Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

By Senator Bennett—

SB 2582—A bill to be entitled An act relating to the Community Redevelopment Act of 1969; amending s. 163.340, F.S.; revising and adding new definitions; amending s. 163.345, F.S.; providing for encouragement of private enterprise by a community redevelopment agency; amending s. 163.346, F.S.; revising provisions governing notice to taxing authorities concerning the creation and operation of a redevelopment agency or issuance of bonds; amending s. 163.350, F.S.; transferring certain responsibilities concerning formation of a program to minimize slums or blight from a county or municipality to a redevelopment agency; amending s. 163.355, F.S.; requiring that a county or municipality make a finding of necessity prior to the exercise of certain powers by a redevelopment agency; amending s. 163.356, F.S.; authorizing the creation of one or more redevelopment agencies by a county or municipality; removing a provision requiring a resolution before a redevelopment agency created by a county may exercise power in a municipality; providing for creation and designation of certain officers of a redevelopment agency by resolution; providing for appointments to the board of commissioners of a redevelopment agency; revising provisions governing reporting requirements for certain agencies authorized to transact business or exercise powers concerning community redevelopment; authorizing the governing body to fund the operations and undertakings of a redevelopment agency and removing the authority of such body to fund administrative expenses and overhead of such an agency; providing for creation of an advisory board for a redevelopment agency; clarifying independent legal status of a redevelopment agency; requiring a redevelopment agency to adopt bylaws; amending s. 163.357, F.S.; revising provisions authorizing a governing body to become and operate as a redevelopment agency; amending s. 163.358, F.S.; removing eminent domain from a list of powers available to a redevelopment agency; amending s. 163.360, F.S.; revising provisions concerning review, notice, and adoption of a community redevelopment plan; amending s. 163.361, F.S.; revising provisions governing modification of a redevelopment plan; amending s. 163.362, F.S.; revising provisions specifying the required contents of a redevelopment plan; clarifying relocation requirements; removing the requirement for an element of residential use in the redevelopment area for certain plans; limiting and clarifying the costs that must be stated; removing a requirement to provide a time certain for completion of redevelopment funded by tax increment revenues; requiring provision of a time certain for annual payment of increment revenues by a taxing authority; amending s. 163.365, F.S.; revising requirements governing development, adoption, and contents of a neighborhood and communitywide plan; authorizing preparation of a redevelopment plan by a redevelopment agency; removing provisions concerning general planning and appropriation authority of a county or municipality; amending s. 163.367, F.S.; authorizing an officer of a redevelopment agency to hold another county or municipal office under specified conditions; amending s. 163.370, F.S.; granting certain powers to a redevelopment agency; revising provisions granting powers to counties and municipalities; authorizing a county, municipality, or redevelopment agency to exercise powers granted by certain other laws to a county, municipality, or redevelopment agency; authorizing a county, municipality, or redevelopment agency to disseminate certain promotional information; requiring such entities to conform to a specified law when disposing of property in a redevelopment area; removing a constraint on the acquisition of certain personal property by such entities; removing constraints on powers of such entities regarding certain surveys, plans, or administrative efforts; revising provisions limiting the use of increment revenues for certain capital improvement projects or government operating expenses; revising provisions governing the acquisition of real

property by a redevelopment agency prior to approval of a redevelopment plan; amending s. 163.375, F.S.; removing provisions granting eminent domain authority to a county or municipality for certain purposes relating to community redevelopment; revising provisions by which a county or municipality may authorize a redevelopment agency to exercise the power of eminent domain for certain purposes relating to community redevelopment; amending s. 163.380, F.S.; revising requirements governing disposition or use of property acquired for community redevelopment; removing authorization for certain decisions by a county or municipality regarding the disposition or use of such property; authorizing a redevelopment agency to include provisions concerning blight in a contract governing the use of such property; removing a requirement for approval by a governing body after a public hearing prior to disposition of such property for less than fair value; removing requirements that a county or municipality, in addition to a redevelopment agency, expedite transfer of or provide public notice regarding the disposition of certain land; revising requirements for provision of public notice, solicitation, review, and acceptance of redevelopment proposals prior to disposition of certain land; amending s. 163.387, F.S.; revising provisions governing establishment of a redevelopment trust fund and use of tax increment revenues; authorizing establishment of a redevelopment trust fund; prohibiting use of increment revenues by a redevelopment agency unless the trust fund is established and funding is provided; revising criteria governing the amount of the annual contribution by a taxing authority to the redevelopment trust fund, the period that such annual contribution must continue, and the penalty should such contribution not be timely made; transferring from a local governing body to a redevelopment agency authority concerning an exemption of certain special districts from the requirement to make such annual contributions; revising provisions governing such exemptions; revising provisions governing the duration of the requirement for an annual contribution of tax increment revenues; removing provisions governing permissible expenditures and auditing of redevelopment trust fund moneys; amending s. 163.395, F.S.; removing provisions exempting the property of a county or municipality from levy or sale pursuant to execution or from a charge or lien pursuant to a judgment; removing provisions exempting property acquired or held by a county or municipality for certain community redevelopment purposes from taxation by the county or municipality; exempting property held by a community redevelopment agency from taxation by a special district; amending s. 163.400, F.S.; including redevelopment agencies in provisions governing cooperation by public bodies; including purposes relating to the activities of a redevelopment agency within the purposes for which a county or municipality may issue general obligation bonds; amending s. 163.410, F.S.; revising provisions governing delegation of powers to a municipality by certain charter counties; amending s. 163.415, F.S.; requiring municipal consent prior to the exercise of powers by a county within a municipality; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Government Efficiency Appropriations.

By Senator Bennett—

SB 2584—A bill to be entitled An act relating to public records; amending ss. 125.5801 and 166.0442, F.S.; providing exemptions from public-records requirements for information contained in a criminal background check concerning certain applicants, employees, and appointees of the governing body of a county or municipality; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Community Affairs; Criminal Justice; Domestic Security; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Bennett—

SB 2586—A bill to be entitled An act relating to the Caloosahatchee-St. Lucie Rivers Corridor Advisory Council; creating the advisory council; providing a definition; providing for appointment of members, per diem and travel expenses, staff, and duties of the advisory council; exempting staff from pt. II of ch. 110, F.S., relating to the Career Service

System; requiring recommendations to the Legislature; requiring a report to the Legislature and Governor by a specific date; providing for expiration of the advisory council; providing an effective date.

—was referred to the Committees on Environmental Preservation; Agriculture; Governmental Oversight and Productivity; and General Government Appropriations.

By Senator Bennett—

SB 2588—A bill to be entitled An act relating to enterprise zone incentives to serve the uninsured; amending s. 212.08, F.S.; providing for an exemption by refund from the tax on sales, use, and other transactions of certain medical property purchased and used by certain health care facilities or community health centers located in enterprise zones; providing a limitation; providing application requirements; providing procedures and limitations for the refund; providing duties of the Office of Tourism, Trade, and Economic Development; providing duties of the Department of Revenue; requiring the department to adopt rules; providing for return of the refund under certain circumstances; providing for expiration under certain circumstances; amending s. 290.0056, F.S.; providing an additional requirement for the membership of an enterprise zone development agency board of commissioners under certain circumstances; providing a limitation; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; Community Affairs; Government Efficiency Appropriations; Transportation and Economic Development Appropriations; and Ways and Means.

By Senator Bennett—

SB 2590—A bill to be entitled An act relating to contracting; amending s. 489.128, F.S.; providing clarification regarding when a business organization is considered licensed; clarifying that a person who unknowingly uses an unlicensed contractor may file a civil action against such contractor; providing guidelines for the legal determination of whether a contractor is licensed; providing for retroactive application; providing an effective date.

—was referred to the Committees on Regulated Industries; and Judiciary.

By Senators Wise, Campbell and Rich—

SB 2592—A bill to be entitled An act relating to interpreters for the deaf and hard of hearing; creating pt. XV of ch. 468, F.S.; creating s. 468.90, F.S.; providing definitions; creating s. 468.901, F.S.; creating the Board of Interpreters for the Deaf and Hard of Hearing under the Department of Health; providing for appointment, qualifications, and terms of board members; creating s. 468.902, F.S.; providing for board headquarters; creating s. 468.903, F.S.; requiring certain persons to be licensed or hold a permit to practice; creating s. 468.904, F.S.; providing for license and permit application and renewal, reinstatement, extension, suspension, and revocation; providing rulemaking authority; creating s. 468.905, F.S.; providing for application, examination, license, and permit fees; creating s. 468.906, F.S.; providing restrictions on and qualifications for licensure and permit holding; providing for licensure and permit types; creating s. 468.907, F.S.; providing for surrender or seizure of suspended or revoked licenses and permits; requiring payment of certain fee upon reinstatement; prohibiting practice under certain circumstances; creating s. 468.908, F.S.; providing requirements for inactive status; creating s. 468.909, F.S.; providing continuing education requirements; creating s. 468.910, F.S.; providing requirements for submitting certain complaints; requiring the board to compile certain complaint data; providing that disciplinary proceedings shall be conducted under s. 456.073, F.S.; providing grounds for board recommendation of revocation or suspension of license or permit or other disciplinary action; creating s. 468.911, F.S.; providing exemptions from regulation under the part; creating s. 468.912, F.S.; prohibiting certain acts; providing penalties; creating s. 468.913, F.S.; establishing privilege for certain conversations; providing for voluntary disclosure of certain privileged

conservations; creating s. 468.914, F.S.; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Judiciary; and Health and Human Services Appropriations.

By Senator Wise—

SB 2594—A bill to be entitled An act relating to trust funds; creating s. 1002.332, F.S.; creating the Florida Schools of Excellence Fund within the Department of Education; providing for sources of moneys and purposes of the fund; providing for the annual carryforward of funds; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Education Appropriations; and Ways and Means.

By Senator Wise—

SB 2596—A bill to be entitled An act relating to education; creating s. 1002.331, F.S.; creating the “Schools of Excellence Act”; establishing the Florida Schools of Excellence Office; providing that the office is not a school district, shall have no fiscal impact at its inception, and shall be self-funded; requiring the Department of Education to assist the office in securing grant funds to establish the Florida Schools of Excellence Fund; providing requirements relating to the fund; providing for the membership of the office, the appointment of a chairperson, and meetings; defining a quorum; providing powers and duties of the office, including the power to authorize the establishment of charter schools, to review and approve or deny applications for designation as an FSE charter school, and to review the performance of such schools; providing that FSE charter schools are public schools and are components of the state education system; providing for accountability; providing for a performance-based bonus system; creating the Seal of Best Academic and Financial Management Performance to serve as a basis for granting bonus funding; providing application procedures for prospective FSE charter schools; requiring the office, with the assistance of the department, to seek supplemental funding; providing that employees of FSE charter schools may participate in the Florida Retirement System; providing for funding and for a deduction from funds distributed to public schools; allowing the office to retain administrative funds, as specified; requiring the office to disseminate information to parents; requiring the department to adopt rules; providing an effective date.

—was referred to the Committees on Education; Governmental Oversight and Productivity; Education Appropriations; and Ways and Means.

By Senator Bennett—

SB 2598—A bill to be entitled An act relating to biomedical research, planning, and development; creating the Florida Research, Planning, and Development Authority to exercise authority within a research, planning, and development area for biomedical research, planning, and development purposes; providing legislative findings and intent; providing definitions; designating the Administration Commission as the governing board of the authority; providing commission powers; providing for staff of the Department of Community Affairs as staff for the commission for certain purposes; providing comprehensive plan development and adoption requirements and procedures; providing plan requirements; requiring the commission to conduct hearings for certain purposes; providing for administrative challenges to the plan; providing for the effect of an adopted plan; providing for appeals of local government implementation of the plan; providing for plan amendments; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Community Affairs; Governmental Oversight and Productivity; and Transportation and Economic Development Appropriations.

By Senator Geller—

SB 2600—A bill to be entitled An act relating to screening for communicable diseases; providing legislative intent; amending s. 384.287, F.S.; providing that certain specified officers who have been significantly exposed to a person in the line of duty may demand that the person, without need for a court order, be screened for HIV, AIDS, hepatitis B, or hepatitis C; detailing the criteria that are the precondition for the screening to take place; providing that if the officer elects to demand that the person be screened, the officer must agree to be screened for the same communicable diseases for which the person is being screened; providing an effective date.

—was referred to the Committees on Health Care; Criminal Justice; Judiciary; and Health and Human Services Appropriations.

By Senators Constantine, Margolis and Baker—

SB 2602—A bill to be entitled An act relating to health-related education in the public schools; creating s. 1003.453, F.S.; requiring each school district to submit to the Department of Education, by a specified deadline, copies of the district’s school wellness policy and physical education policy; requiring the school district to review those policies annually; requiring the department and the school districts to post links to those policies on their websites; requiring the department to provide Internet links to resources for school districts and the public and prescribing the types of information that those resources must provide; encouraging school districts to provide training in first aid; amending s. 1003.455, F.S.; requiring that school district physical education programs and curricula be developed with the involvement of and review by a certified physical education instructor; encouraging school districts to provide physical education for a specified amount of time; deleting obsolete language; amending s. 381.0056, F.S., the “School Health Services Act”; requiring schools to provide certain information to students’ parents or guardians; providing requirements relating to the membership of school health advisory committees; encouraging the committees to address specified matters; providing an effective date.

—was referred to the Committees on Education; Health Care; and Education Appropriations.

By Senator Campbell—

SB 2604—A bill to be entitled An act relating to insurance risk apportionment plans; amending s. 627.351, F.S.; revising standards for determining rates to be charged for coverage by the Citizens Property Insurance Corporation; deleting obsolete provisions; requiring the payment of claims for hurricane damage within specified times; providing an effective date.

—was referred to the Committees on Banking and Insurance; and General Government Appropriations.

By Senator Smith—

SB 2606—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.1112, F.S.; authorizing members of the system to purchase credit for time spent on full-time duty with the Armed Forces Reserve or the National Guard; providing conditions on such purchase; prescribing amounts to be paid by members electing this purchase; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Ways and Means.

By Senator Smith—

SB 2608—A bill to be entitled An act relating to the Selected Exempt Service System; amending ss. 110.604, 110.227, F.S.; providing rights of certain Selected Exempt Service employees to appeal suspensions, dismissals, reductions in pay, demotions, transfers, and other personnel

actions; providing procedures for such appeals; providing for rules; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

By Senator Smith—

SB 2610—A bill to be entitled An act relating to gender violence; creating s. 784.0485, F.S.; providing a definition; authorizing a person who has been subjected to gender-related violence to file a civil action; defining the term “perpetrating”; providing forms of relief, including attorney’s fees and costs; requiring certain causes of action for gender-related violence to commence within a specific timeframe; providing for applicability; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; and Justice Appropriations.

By Senator Posey—

SB 2612—A bill to be entitled An act relating to public records; creating s. 112.3153, F.S.; creating an exemption from public-records requirements for user identification and passwords held by the Commission on Ethics pursuant to s. 112.3152, F.S.; creating an exemption from public-records requirements for statements, records, reports, and files stored in the commission’s electronic filing system pursuant to s. 112.3152, F.S.; providing for expiration of the exemption; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing findings of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Wise—

SB 2614—A bill to be entitled An act relating to red light violations; creating s. 316.0065, F.S.; creating the “Mark Wandall Traffic Safety Act”; providing for a county or municipality to enforce a traffic control signal steady red light indication using a traffic control photographic system; providing definitions; providing system capability, design, and implementation requirements; providing for citation of the motor vehicle owner; providing for a civil fee; providing for distribution of moneys collected; requiring payment of a civil fee; providing for exceptions; prohibiting dual enforcement; providing for citation and enforcement; providing for additional fees and costs of collection; providing for distribution of such fees and costs collected; providing procedures and grounds for appeal of citation; providing for admissibility of recorded images as evidence of violation; amending s. 318.121, F.S.; exempting local enforcement under the act from certain civil traffic penalty restrictions; amending s. 318.14, F.S.; exempting local enforcement under the act from certain traffic infraction enforcement procedures; amending s. 322.264, F.S.; revising the definition of the term “habitual traffic offender” to include a certain number of violations of traffic control signal steady red light indication within a certain timeframe; reenacting ss. 322.27(5) and 322.34(1), (2), (5), and (8)(a), F.S., relating to the authority of the Department of Highway Safety and Motor Vehicles to suspend or revoke a driver license and driving while a driver license is suspended, revoked, canceled, or disqualified, for the purpose of incorporating the amendment to s. 322.264, F.S., in references thereto; providing for severability; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Wise—

SB 2616—A bill to be entitled An act relating to supplemental educational services; providing for student access to and provider accountabil-

ity for supplemental educational services in Title I schools; providing definitions; providing responsibilities of the Department of Education, local educational agencies, providers of supplemental educational services, and parents to provide additional academic instruction designed to increase the academic achievement of eligible students; providing criteria that must be met by a provider approved by the department; providing for department monitoring and evaluation of provider performance; providing a complaint process for determination of provider and local educational agency compliance with law; providing an effective date.

—was referred to the Committees on Education; Judiciary; and Education Appropriations.

By Senators Smith and Lawson—

SB 2618—A bill to be entitled An act relating to the Protect Our Homes Loss Mitigation Fund; creating s. 215.558, F.S.; creating the Protect Our Homes Loss Mitigation Fund in the Office of Insurance Regulation of the Financial Services Commission; providing a purpose and legislative intent; providing definitions; providing for administration of the fund by a board; requiring the board to establish guidelines for use of appropriated funds; providing requirements of the board in providing financial incentives for residential hurricane damage prevention activities; providing for an interest-free loan program; providing criteria and requirements; creating the Protect Our Homes Loss Mitigation Board for certain purposes; providing for appointment of members; requiring members to serve without compensation; providing for per diem and travel expenses; providing for retention of funds in the fund from year to year; providing for future review and termination; providing an appropriation; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

By Senator Smith—

SB 2620—A bill to be entitled An act relating to assessment and accountability in education; requiring the Office of Program Policy Analysis and Government Accountability to conduct a comprehensive policy review of ch. 1008, F.S.; requiring a report to the Legislature; providing subject matter of the policy review; providing for the future repeal, unless reviewed and reenacted by the Legislature, of ch. 1008, F.S., relating to assessment and accountability, including s. 1008.22, F.S., relating to the student assessment program for public schools; s. 1008.221, F.S., relating to dependent children of military personnel transferring to Florida schools and the equivalencies for standardized tests; s. 1008.23, F.S., relating to confidentiality of assessment instruments; s. 1008.24, F.S., relating to test security; s. 1008.25, F.S., relating to public school student progression, remedial instruction, and reporting requirements; s. 1008.29, F.S., relating to the college-level communication and mathematics skills examination (CLAST); s. 1008.30, F.S., relating to common placement testing for public postsecondary education; s. 1008.301, F.S., relating to FCAT equivalency and concordance study; s. 1008.31, F.S., relating to Florida’s K-20 education performance accountability system, legislative intent, performance-based funding, and mission, goals, and systemwide measures; s. 1008.32, F.S., relating to State Board of Education oversight enforcement authority; s. 1008.33, F.S., relating to authority to enforce public school improvement; s. 1008.34, F.S., relating to the school grading system and the district performance grade; s. 1008.345, F.S., relating to implementation of the state system of school improvement and education accountability; s. 1008.35, F.S., relating to best financial management practices for school districts, standards, reviews, and designation of school districts; s. 1008.36, F.S., relating to the Florida School Recognition Program; s. 1008.37, F.S., relating to postsecondary feedback of information to high schools; s. 1008.38, F.S., relating to the articulation accountability process; s. 1008.385, F.S., relating to educational planning and information systems; s. 1008.386, F.S., relating to social security numbers used as student identification numbers; s. 1008.39, F.S., relating to the Florida Education and Training Placement Information Program; s. 1008.40, F.S., relating to the Workforce Development Information System; s. 1008.405, F.S., relating to adult student information; s. 1008.41, F.S.,

relating to workforce education and the management information system; s. 1008.42, F.S., relating to public information on career education programs; s. 1008.43, F.S., relating to career program reporting requirements; s. 1008.45, F.S., relating to the community college accountability process; s. 1008.46, F.S., relating to the state university accountability process; and s. 1008.51, F.S., relating to the Council for Education Policy Research and Improvement; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Dockery—

SB 2622—A bill to be entitled An act relating to violent felony offenders of special concern; creating the Anti-Murder Act; creating s. 903.0351, F.S.; denying bail or any form of pretrial release to violent felony offenders of special concern under certain circumstances; amending s. 948.06, F.S.; providing definitions; requiring that a violent felony offender of special concern remain in custody pending a hearing on the probation or community control violation; providing for the hearing to determine the nature and probability of any danger that the violent felony offender of special concern poses to the community before release of the violator following a violation of probation or community control; providing criteria to determine the danger posed by a violent felony offender of special concern; amending s. 921.0024, F.S.; revising computations under the Criminal Punishment Code to provide additional points for a community sanction violation when a community sanction violation is committed by a violent felony offender of special concern; reenacting ss. 948.012(2)(b), 948.10(9), and 958.14, F.S., relating to split sentence of probation or community control and imprisonment, community control programs, and violation of probation or community control program, respectively, to incorporate the amendment to s. 948.06, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Judiciary; Criminal Justice; Justice Appropriations; and Ways and Means.

By Senator Garcia—

SB 2624—A bill to be entitled An act relating to the practice of podiatric medicine; amending ss. 409.906 and 461.003, F.S.; redefining the scope of the practice of podiatric medicine; providing an effective date.

—was referred to the Committees on Health Care; Health and Human Services Appropriations; and Ways and Means.

By Senators Geller and Klein—

SM 2626—A memorial to the Congress of the United States, urging Congress to establish a Catastrophic Natural Disaster Insurance Fund.

—was referred to the Committee on Rules and Calendar.

By Senator Diaz de la Portilla—

SB 2628—A bill to be entitled An act relating to medical care; creating ss. 458.3246 and 459.0127, F.S.; providing for physicians and osteopathic physicians to counsel and test certain patients for chronic kidney disease; amending s. 483.181, F.S.; requiring clinical laboratories to provide specified calculations in reports to physicians and osteopathic physicians; providing an effective date.

—was referred to the Committees on Health Care; and Banking and Insurance.

By Senator Webster—

SB 2630—A bill to be entitled An act relating to vacation and timeshare plans; amending s. 721.03, F.S.; authorizing a seller to offer timeshare interests in timeshare plans located outside of this state without

filing a public offering statement for such out-of-state timeshare plan; providing criteria for such offers; amending s. 721.05, F.S.; revising the definition of the term “one-to-one purchaser to accommodation ratio”; amending s. 721.07, F.S.; providing that the developer may deliver certain documents by means of certain alternative media; prescribing guidelines for the use of alternative media in the delivery of such documents; requiring certain alternative media to contain a disclosure statement; amending s. 721.13, F.S.; providing that timeshare condominium associations and timeshare cooperative associations are not subject to certain provisions relating to transfer of association control; amending s. 721.165, F.S.; authorizing certain insurance to include reasonable deductibles as determined initially by the seller and thereafter by the managing entity; providing an effective date.

—was referred to the Committees on Regulated Industries; Banking and Insurance; Judiciary; and Rules and Calendar.

By Senator Webster—

SB 2632—A bill to be entitled An act relating to a surcharge on the rental or lease of motor vehicles; amending s. 212.0606, F.S.; providing for the imposition by countywide referendum of an additional surcharge on the lease or rental of a motor vehicle; providing the proceeds of the surcharge to be deposited in the Local Option Fuel Tax Trust Fund and used for the construction and maintenance of state roads; providing an effective date.

—was referred to the Committees on Community Affairs; Transportation; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Margolis—

SB 2634—A bill to be entitled An act relating to public records; creating s. 267.076, F.S.; creating an exemption from public-records and open-meetings requirements for names and other information that identifies potential or actual donors of funds, or the donations made, to any publicly owned house museum that is designated by the United States Department of the Interior as a National Historic Landmark; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; providing a finding of public necessity; providing an effective date.

—was referred to the Committees on Community Affairs; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Posey—

SB 2636—A bill to be entitled An act relating to the Space Florida Act; amending s. 331.368, F.S.; revising the purpose of the institute; providing for the institute to serve as a multi-university center for research and technology development; requiring the institute to submit a plan to the Board of Governors for its operation; authorizing the institute to leverage certain funding; revising membership of the Board of the Florida Space Research Institute; providing for the board to invite participation of Embry Riddle Aeronautical University; deleting a requirement for the board to select a lead university; deleting a requirement to manage with the National Aeronautics and Space Administration the operation of the Space Experiment Research and Processing Laboratory; providing for comanagement of the Space Life Sciences Lab at the John F. Kennedy Space Center; revising a requirement that the board develop certain initiatives to include space exploration; revising a requirement that the board coordinate and conduct research in certain fields to include space exploration; providing appropriations; providing effective dates.

—was referred to the Committees on Commerce and Consumer Services; Education; Transportation and Economic Development Appropriations; and Ways and Means.

By Senator Wise—

SB 2638—A bill to be entitled An act relating to contact lenses; creating the “Contact Lens Consumer Protection Act”; providing definitions; prohibiting a person who is licensed to prescribe contact lenses from selling a brand of contact lenses under certain conditions or having a financial or legal relationship with a person who sells a brand of contact lenses under certain conditions; requiring a manufacturer of contact lenses to annually provide a certification to the Attorney General; requiring the Board of Medicine and the Board of Optometry to make available a listing of certain brands of contact lenses to persons licensed under ch. 463, F.S.; prohibiting a person from giving an item or service of monetary value to a person licensed to prescribe or sell contact lenses; providing penalties; providing an effective date.

—was referred to the Committees on Health Care; Commerce and Consumer Services; and Judiciary.

By Senator Klein—

SB 2640—A bill to be entitled An act relating to nursing home facilities professional liability insurance; amending s. 400.141, F.S.; specifying criteria for determining premiums for general and professional liability insurance for nursing homes; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Care; and Health and Human Services Appropriations.

By Senator Posey—

SB 2642—A bill to be entitled An act relating to disclosures by public officers and employees; creating s. 112.3152, F.S.; requiring persons who file disclosure of financial interests, gifts, and honoraria with the Commission on Ethics to do so electronically on a filing system developed by the commission; providing requirements for the system; providing for rules; amending ss. 112.3144, F.S., relating to disclosure of financial interests, and 112.3145, F.S., relating to disclosure of financial interests and clients represented before agencies; conforming those sections to changes made by the act; providing an effective date.

—was referred to the Committees on Ethics and Elections; and Governmental Oversight and Productivity.

By Senator Klein—

SB 2644—A bill to be entitled An act relating to voting systems; amending s. 101.5606, F.S.; revising a requirement and providing additional requirements for voting systems that may be approved by the Department of State; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Transportation and Economic Development Appropriations.

By Senator Klein—

SB 2646—A bill to be entitled An act relating to insurance regulation; creating s. 20.131, F.S.; recreating a Department of Insurance; providing for its head to be the Insurance Commissioner; providing for assistants and deputies; providing for internal organization; assigning duties to the Division of Insurance Fraud; providing a contingent effective date.

—was referred to the Committees on Banking and Insurance; Ethics and Elections; Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

By Senator Siplin—

SB 2648—A bill to be entitled An act relating to job opportunities for youths; providing legislative intent to support statewide vocational

training and placement provided to at-risk youth through the Professional Opportunities Program for Students, Inc., (POPS); requiring that program proposals be submitted to the Office of Urban Opportunity within the Department of Community Affairs; requiring a report to the Legislature; requiring Workforce Florida, Inc., to be the fiscal agent for the statewide Professional Opportunities Program for Students, Inc.; amending s. 561.121, F.S.; revising the percentage of monthly collections of the excise taxes on alcoholic beverages to be deposited into the Alcoholic Beverage and Tobacco Trust Fund; requiring a certain percentage of net collections to be deposited into the Grants and Donations Trust Fund within the Department of Community Affairs for distribution to the Professional Opportunities Program for Students, Inc.; amending s. 563.05, F.S.; revising the excise tax amount payable by manufacturers, distributors, and vendors of malt beverages; creating s. 563.09, F.S.; providing a tax credit for summer employment of youths; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; Government Efficiency Appropriations; and Ways and Means.

By Senator Rich—

SB 2650—A bill to be entitled An act relating to the Voluntary Pre-kindergarten Education Program; amending s. 402.3057, F.S.; exempting certain Voluntary Prekindergarten Education Program personnel from re-fingerprinting or rescreening; amending s. 1002.67, F.S.; requiring curriculum selected or designed by a private prekindergarten provider or a public school to include certain assessments of a student's progress; amending s. 1002.69, F.S.; deleting a restriction with respect to the minimum kindergarten readiness rate adopted by the State Board of Education as satisfactory for a private prekindergarten provider or a public school; providing an effective date.

—was referred to the Committees on Education; Criminal Justice; Commerce and Consumer Services; and Education Appropriations.

By Senator Margolis—

SB 2652—A bill to be entitled An act relating to the practice of interior design; amending s. 481.203, F.S.; redefining the term “space planning” and defining the term “interior design contract administration services”; amending s. 481.223, F.S.; authorizing retired interior designers to use the title “interior designer, retired”; prohibiting a person from performing certain acts without employing a registered interior designer; amending s. 481.2251, F.S.; providing additional grounds for discipline against registered interior designers; amending s. 481.229, F.S.; providing for contract management and the use of licensed individuals by registered interior designers providing contract management; providing an effective date.

—was referred to the Committees on Regulated Industries; and Community Affairs.

By Senator Hill—

SB 2654—A bill to be entitled An act relating to children's health insurance; creating s. 409.8195, F.S.; directing the Department of Health, in conjunction with the Department of Education, the Department of Children and Family Services, the Agency for Health Care Administration, the Florida Healthy Kids Corporation, local governments, employers, and others to develop a program concerning identification and referral of children to the Florida KidCare program; amending s. 409.908, F.S.; providing for reimbursement of certain physician and dental services under the Medicaid program by the Agency for Health Care Administration; amending s. 624.91, F.S.; authorizing the Florida Healthy Kids Corporation to enter into contracts with local school boards or other agencies; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; Health and Human Services Appropriations; and Ways and Means.

By Senator Atwater—

SB 2656—A bill to be entitled An act relating to public records; creating s. 288.9961, F.S.; creating an exemption from public-records requirements for trade secrets held by the Florida Opportunity Fund and the Florida Opportunity Fund Management Corporation and for certain other information concerning portfolios of venture capital funds receiving investments from the Florida Opportunity Fund; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a finding of public necessity; providing a continuing effective date.

—was referred to the Committees on Commerce and Consumer Services; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Sebesta—

SB 2658—A bill to be entitled An act relating to traffic safety; amending s. 316.2015, F.S.; removing an exception to prohibition of persons riding on the exterior of a passenger vehicle; revising exceptions to prohibition of persons riding on any vehicle on an area of the vehicle not designed or intended for the use of passengers; prohibiting operator from allowing certain minors to ride within the open body of a pickup truck or flatbed truck on limited access facilities; providing exceptions; providing penalties; providing for counties to be exempted from the act; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Criminal Justice.

By Senator Rich—

SB 2660—A bill to be entitled An act relating to campaign contributions; amending s. 106.08, F.S.; prohibiting legislators, statewide officeholders, and certain candidates from soliciting or accepting contributions to or on behalf of a political committee, committee of continuous existence, electioneering communications organization, or s. 527 organization and from controlling or coordinating or consulting with any such committee or organization, with specified exceptions; providing penalties; providing an effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Rules and Calendar.

By Senator Campbell—

SB 2662—A bill to be entitled An act relating to persons with developmental disabilities or mental illness; amending s. 393.063, F.S.; defining the terms “restraint” and “seclusion”; amending s. 393.067, F.S.; requiring the Agency for Persons with Disabilities to adopt rules relating to restraint and seclusion; amending s. 393.13, F.S.; declaring that the policy of the state is to achieve an ongoing reduction of the use of restraint and seclusion on persons with developmental disabilities who are served by programs and facilities operated, licensed, or monitored by the agency; amending s. 394.453, F.S.; declaring that the policy of the state is to achieve an ongoing reduction of the use of restraint and seclusion on persons with mental illness who are served by programs and facilities operated, licensed, or monitored by the agency; amending s. 394.455, F.S.; defining the terms “restraint” and “seclusion” for purposes of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Family Services to adopt rules for the use of restraint and seclusion for cases handled under the Baker Act; amending ss. 394.879 and 400.967, F.S.; requiring that rules be adopted for the use of restraint and seclusion; amending s. 400.960, F.S.; defining the terms “restraint” and “seclusion” for purposes of provisions governing intermediate care facilities for developmentally disabled persons; amending s. 916.105, F.S.; providing that the policy of the state is that the use of restraint and seclusion on clients is justified only as an emergency safety measure in response to imminent danger; amending s. 916.106, F.S.; defining the terms “restraint” and “seclusion” for purposes of ch. 916, F.S., relating to mentally deficient and mentally ill defendants; amending s. 916.107, F.S.; requiring each facility serving forensic patients who are persons

with mental illness or persons with developmental disabilities to use restraint and seclusion only when necessary; amending s. 916.1093, F.S.; authorizing the department to adopt rules pertaining to the use of restraint or seclusion; amending ss. 408.036, 744.704, 943.0585, and 943.059, F.S.; conforming cross-references; reenacting s. 393.067(15), F.S., relating to persons with developmental disabilities, to incorporate the amendments made to s. 393.13, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; Judiciary; and Health and Human Services Appropriations.

By Senators Smith and Lawson—

SB 2664—A bill to be entitled An act relating to the Florida Hurricane Catastrophe Fund; amending s. 215.555, F.S.; revising findings and purposes; revising definitions; changing the name of the fund to the Florida Hurricane Insurance Fund; revising requirements for reimbursement contracts; providing requirements, procedures, and methodologies for policyholders to pay premiums to insurers, insurers to remit premiums to the fund, insurers to reimburse policyholders for hurricane losses, and the state to reimburse insurers from the fund for payments to policyholders; deleting a required annual appropriation from the investment income of the Florida Hurricane Catastrophe Fund for certain purposes; providing coverage limitations; providing exceptions; providing for discounted premiums to certain insurers under certain circumstances; deleting conflicting provisions; revising reimbursement premium provisions to conform; renaming the Florida Hurricane Catastrophe Fund Finance Corporation as the Florida Hurricane Insurance Fund Finance Corporation; making conforming changes; amending ss. 215.556, 215.559, 624.424, 624.5091, 627.062, 627.0628, 627.0629, 627.351, 627.701, and 627.7077, F.S., to conform; amending s. 109(3), ch. 2000-141, Laws of Florida; deleting a limitation subjecting certain portions of coastal counties to certain debris requirements adopted by the Florida Building Commission; providing an effective date.

—was referred to the Committees on Banking and Insurance; Community Affairs; Governmental Oversight and Productivity; General Government Appropriations; and Ways and Means.

By Senator Crist—

SB 2666—A bill to be entitled An act relating to money laundering; amending s. 560.125, F.S.; providing that a person who is not a registered money transmitter or authorized vendor and who transmits currency or payment instruments totaling specified amounts or less commits the offense of engaging illegally in the business of a money transmitter; providing that the amount of the value of separate transactions over a period of 1 year or less under one scheme or course of conduct, whether the transactions involve the same person or several persons, may be aggregated to determine the felony degree of the offense; amending s. 655.50, F.S.; revising penalties for violations of reporting requirements for transactions involving currency or monetary transactions; providing that the amount of the value of separate transactions over a period of 1 year or less under one scheme or course of conduct, whether the transactions involve the same person or several persons, may be aggregated to determine the felony degree of the offense; amending s. 896.101, F.S.; revising penalties for violations of the Florida Money Laundering Act; providing that the amount of the value of separate transactions over a period of 1 year or less under one scheme or course of conduct, whether the transactions involve the same person or several persons, may be aggregated to determine the felony degree of the offense; providing for nondisclosure of information contained in a subpoena; prohibiting certain additional disclosures under a nondisclosure provision of a subpoena; amending s. 896.103, F.S.; providing that certain unlawful financial transactions constitute a separate, punishable offense regardless of the amount; amending s. 896.104, F.S.; revising penalties for violating certain reporting or registration requirements for financial transactions; providing that the amount of the value of separate transactions over a period of 1 year or less under one scheme or course of conduct, whether the transactions involve the same person or several persons, may be aggregated to determine the felony degree of the

offense; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; correcting cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Justice Appropriations.

By Senator Atwater—

SB 2668—A bill to be entitled An act relating to capital formation; creating s. 288.996, F.S., the Florida Capital Formation Act; providing legislative findings and intent; providing definitions; creating the Florida Capital Investment Trust, a state beneficiary public trust to be administered by the Florida Capital Investment Trust Board of Trustees; providing for the membership of the board; providing qualifications and duties of the board of trustees; specifying that the records and meetings of the board are subject to public-records requirements, except as otherwise provided by law; providing for the trust to receive and hold certain tax credits, subject to certain limitations; providing for the transfer and sale of tax credits, subject to certain notice requirements and limitations; authorizing the Department of Revenue to adopt rules governing the documentation required for transferred tax credits; requiring that tax credits be sold by competitive bid; requiring Enterprise Florida, Inc., to facilitate the creation of the Florida Opportunity Fund Management Corporation as a private, not-for-profit corporation; providing for a board of directors for the corporation; providing for filling vacancies on the board of directors and for terms of office; specifying duties of the corporation with respect to the operations of the Florida Opportunity Fund; requiring a national solicitation for investment proposals from venture capital managers; authorizing certain management fees and compensation for expenses; establishing the Florida Opportunity Fund as a for-profit limited partnership or limited liability corporation incorporated by the Florida Opportunity Fund Management Corporation; providing requirements for investments; providing for the corporation to be paid a management fee; authorizing investments in the fund by state-chartered banks and insurance companies; authorizing additional investments without benefit of certificates from the board; requiring that the board issue an annual report to the Governor and the Legislature; providing an appropriation of funds from the General Revenue Fund to the Florida Capital Investment Trust; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide information to the Florida Capital Investment Trust Board of Trustees concerning claimed tax credits; amending ss. 220.02 and 624.509, F.S.; providing the order for applying the tax credit granted under the act; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Governmental Oversight and Productivity; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Crist—

SB 2670—A bill to be entitled An act relating to home inspection services; creating s. 501.935, F.S.; providing definitions; providing requirements for practice; providing exemptions; prohibiting certain acts and providing penalties; requiring liability insurance; exempting home inspectors from the duty to provide repair cost estimates; providing limitations; providing for the enforcement of violations; providing an effective date.

—was referred to the Committees on Regulated Industries; Criminal Justice; and Judiciary.

By Senator Crist—

SB 2672—A bill to be entitled An act relating to driver licenses; amending s. 322.18, F.S.; eliminating an age requirement relating to vision tests; requiring a vision test for all renewals of a license; providing for submission of test results by a physician, ophthalmologist, or optometrist; requiring such submission prior to a licensee using certain renewal procedures; limiting the duration of licenses issued to applicants in specified age ranges; amending s. 322.21, F.S.; providing a schedule of

reduced renewal fees for persons who must renew specified licenses more frequently due to their age; providing an effective date.

—was referred to the Committees on Transportation; Government Efficiency Appropriations; and Transportation and Economic Development Appropriations.

By Senator Haridopolos—

SB 2674—A bill to be entitled An act relating to the Whistle-blower's Act; amending s. 112.3187, F.S.; providing additional legislative intent; redefining the term "agency" and defining the terms "gross misconduct" and "state agency"; revising information that may be disclosed under the act; revising the list of permissible recipients of information disclosed under the act; providing that certain disclosures are not entitled to protection; revising the list of employees and persons protected under the act and who may seek remedies for improper conduct by a state agency or independent contractor; making statutorily enumerated remedies permissible, rather than mandatory; providing an additional defense; amending s. 112.3188, F.S.; revising conditions for disclosure of the name or identity of a whistle blower; authorizing disclosure to staff of the Florida Commission on Human Relations; amending s. 112.3189, F.S.; prescribing procedures upon receipt of whistle-blower information, including such information received from employees or former employees of independent contractors; revising procedure for an agency not having an inspector general to designate an employee to receive certain information; transferring certain duties from agency heads specifically to agency inspectors general or designated employees; amending s. 112.31895, F.S.; prescribing procedures for investigation of prohibited personnel actions, including such actions against employees or former employees of independent contractors; revising standards for corrective action and termination of investigations; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; Judiciary; and Ways and Means.

By Senator Webster—

SB 2676—A bill to be entitled An act relating to ad valorem taxation; creating s. 196.1987, F.S.; providing a tax exemption for property that is owned by an organization that is exempt under s. 501(c)(3) of the Internal Revenue Code and used for displays related to biblical history and biblical worship, if the property is open to the public as specified and the organization has received from the Internal Revenue Service a written statement that such use of the property does not adversely affect the organization's federal exemption; authorizing the separate valuation and taxation of any portion of such property which is used for a nonexempt purpose; providing an effective date.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; and Ways and Means.

By Senator Webster—

SB 2678—A bill to be entitled An act relating to naturopathic medicine; changing the title of ch. 462, F.S., from "Naturopathy" to "Naturopathic Medicine"; amending s. 462.01, F.S.; revising and providing definitions; creating s. 462.0215, F.S.; creating the Board of Licensed Naturopathic Physicians; providing membership and duties of the board; providing guidelines for probable cause panels and disciplinary decisions; providing applicability of ch. 456, F.S.; amending s. 462.023, F.S.; providing powers and duties of the board under ch. 462, F.S., including rulemaking authority; deleting obsolete provisions; amending s. 462.08, F.S.; conforming terminology; amending s. 462.11, F.S.; conforming and correcting terminology; amending s. 462.13, F.S.; providing additional powers and duties of the board; amending s. 462.14, F.S.; specifying authority of the department and the board with respect to disciplinary action and revising grounds for disciplinary action with respect to such authority; conforming terminology; amending s. 462.16, F.S.; specifying authority for setting the fee for the reissuance of license under certain circumstances; conforming terminology; amending s. 462.17, F.S.; providing penalties for falsely using certain titles; amending s. 462.18, F.S.,

relating to educational requirements; conforming terminology; amending s. 462.19, F.S.; increasing the maximum amount at which the inactive status fee may be set; creating s. 462.193, F.S.; providing requirements for licensure as a naturopathic physician; providing fees; providing grounds for denying or restricting licenses; providing for the applicability of certain rights to naturopathic physicians who have certain qualifications; creating s. 462.195, F.S.; providing exemptions from licensure requirements; amending s. 462.2001, F.S.; updating the saving clause; conforming terminology; creating s. 462.30, F.S.; establishing a naturopathic medical formulary council; providing membership and terms of office; providing duties; providing limitations; creating s. 462.40, F.S.; providing that patients are responsible for notifying health care providers about substances prescribed or recommended by a naturopathic physician; creating a rebuttable presumption that failure to disclose is the cause of subsequent injuries; providing that certain rights and privileges of active licensees are retained; amending ss. 20.43, 381.0031, 468.301, 476.044, 477.0135, 485.003, 486.161, 627.351, 893.02, and 921.0022, F.S.; conforming terminology; providing an effective date.

—was referred to the Committees on Health Care; Judiciary; and Health and Human Services Appropriations.

By Senator Posey—

SJR 2680—A joint resolution proposing an amendment to Sections 4 and 9 of Article IV and Section 23 of Article XII and the creation of Section 26 of Article XII of the State Constitution to create the Cabinet office of Director of the Interior, create a Department of the Interior, and abolish the Fish and Wildlife Conservation Commission.

—was referred to the Committees on Environmental Preservation; Governmental Oversight and Productivity; General Government Appropriations; Ways and Means; and Rules and Calendar.

By Senator Haridopolos—

SB 2682—A bill to be entitled An act relating to motor vehicle dealers; amending s. 320.27, F.S.; exempting certain licensure applicants from certain training requirements; amending s. 320.60, F.S.; clarifying the definition of the term “demonstrator”; amending s. 320.64, F.S.; prohibiting a licensee from failing to make certain payments to a motor vehicle dealer after the termination of the dealer’s franchise; providing guidelines for specific payments; amending s. 320.642, F.S.; deleting a requirement that certain notices be sent by certified mail; revising criteria for the opening or reopening of the same or a successor dealer within 12 months; limiting the location of a licensee if a dealer has been opened or reopened pursuant to the section; providing criteria for measuring the distance between dealer location; providing an effective date.

—was referred to the Committees on Transportation; Commerce and Consumer Services; and Judiciary.

By Senator Wise—

SB 2684—A bill to be entitled An act relating to the Department of Public Safety; creating s. 20.60, F.S.; creating the Department of Public Safety; transferring the Florida Highway Patrol from the Department of Highway Safety and Motor Vehicles to the Department of Public Safety; transferring the Boating and Waterways Section of the Division of Law Enforcement of the Fish and Wildlife Conservation Commission to the Department of Public Safety; transferring certain law enforcement officers within the Fish and Wildlife Conservation Commission to the Department of Public Safety; providing a limit on the number of such sworn law enforcement positions transferred; amending ss. 20.24, 20.331, 23.1231, 120.80, 282.1095, 316.003, 316.065, 316.066, 316.068, 316.1905, 316.1906, 316.611, 316.614, and 316.640, F.S.; conforming provisions to the creation of the Department of Public Safety and the transfers of powers, duties, and personnel to the department; creating s. 321.011, F.S.; providing definitions; amending ss. 321.02, 321.03, 321.04, 321.05, 321.051, 321.065, 321.23, and 321.25, F.S.; conforming provisions to the creation of the Department of Public Safety and the transfers of powers, duties, and personnel to the department; providing a directive to the Division of Statutory Revision; creating ss. 327.901,

327.902, 327.903, 327.904, and 327.905, F.S.; providing definitions; providing for duties, powers, and organization of the Florida Marine Patrol; providing for uniforms, emblems, and distinctive colors for the patrol; prohibiting imitations; providing penalties; providing for rulemaking; amending ss. 337.406, 338.239, 339.281, 370.0603, 401.245, 403.413, 790.25, 843.08, and 870.04, F.S.; conforming provisions to the creation of the Department of Public Safety and the transfers of powers, duties, and personnel to the department; providing an effective date.

—was referred to the Committees on Transportation; Environmental Preservation; Criminal Justice; Governmental Oversight and Productivity; Transportation and Economic Development Appropriations; and Ways and Means.

By Senator Webster—

SB 2686—A bill to be entitled An act relating to expert witness certificates; creating s. 458.3175, F.S.; requiring the Board of Medicine to issue an expert witness certificate to any out-of-state allopathic physician who meets certain requirements; authorizing a licensee to use an expert witness certificate only under certain circumstances; requiring that applications for an expert witness certificate be approved or denied within a certain time; requiring all licensure fees to be waived for a person obtaining an expert witness certificate but not otherwise allowed to practice medicine in the state; providing for the adoption of rules; providing an expiration date for an expert witness certificate; amending s. 458.331, F.S.; providing that a physician who gives misleading, deceptive, or fraudulent expert witness testimony may be disciplined; creating s. 459.0094, F.S.; requiring the Board of Osteopathic Medicine to issue an expert witness certificate to any out-of-state osteopathic physician who meets certain requirements; authorizing a licensee to use an expert witness certificate only under certain circumstances; requiring that applications for an expert witness certificate be approved or denied within a certain time; requiring all licensure fees to be waived for a person obtaining an expert witness certificate but not otherwise allowed to practice medicine in the state; providing for the adoption of rules; providing an expiration date for an expert witness certificate; amending s. 459.015, F.S.; providing that a physician who gives misleading, deceptive, or fraudulent expert witness testimony may be disciplined; amending s. 766.102, F.S.; requiring an expert who gives testimony in certain actions against a physician to be licensed in this state or hold an expert witness certificate; providing an effective date.

—was referred to the Committees on Health Care; and Judiciary.

By Senator Haridopolos—

SB 2688—A bill to be entitled An act relating to paperwork reduction in the school districts; amending s. 1001.42, F.S., relating to powers and duties of district school boards; revising provisions relating to required school improvement plans; revising content of such plans; requiring public hearings and analysis relating to excess paperwork and data collection; requiring district school board establishment of a task force to reduce paper and electronic reporting requirements; providing task force duties; amending s. 1003.415, F.S.; deleting the personalized middle school success plan; amending s. 1008.25, F.S., relating to student progression; requiring implementation of progress-monitoring plans and deleting student improvement plans; providing planning options to improve student academic achievement; deleting certain provisions relating to student remediation; amending ss. 411.227, 1002.20, 1003.51, and 1003.52, F.S.; conforming provisions; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

Bill numbers **2690-2702** have been reserved for appropriations bills.

By Senator Constantine—

SB 2704—A bill to be entitled An act relating to the practice of law; amending s. 454.18, F.S.; permitting deputy clerks of court and deputy

sheriffs who are employed less than full time to practice law; making editorial changes; conforming an exception; providing an effective date.

—was referred to the Committees on Judiciary; and Criminal Justice.

By Senator Haridopolos—

SB 2706—A bill to be entitled An act relating to the deduction and collection of a bargaining agent's dues and uniform assessments; amending s. 447.303, F.S.; eliminating a right of certain bargaining agents to have certain dues and assessments deducted and collected by an employer from certain employees; providing legislative findings and intent; providing that the deduction and collection of certain dues and assessments is a proper subject of collective bargaining; providing requirements and limitations; providing for accounting of funds; providing for enforcement; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Productivity; Judiciary; and Ways and Means.

By Senator Wise—

SB 2708—A bill to be entitled An act relating to the use of land for the exploration, production, and storage of petroleum and natural gas; amending s. 206.022, F.S.; requiring bulk fuel storage terminal facilities located in high-hazard coastal areas to be surrounded by dike fields meeting certain design and maintenance criteria; amending s. 253.03, F.S.; prohibiting the use of sovereignty submerged lands for activities associated with the exploration for and production of oil and natural gas; providing an effective date.

—was referred to the Committees on Environmental Preservation; and Domestic Security.

By Senator Garcia—

SB 2710—A bill to be entitled An act relating to pari-mutuel permit-holders; amending s. 550.5251, F.S.; revising certain requirements for licensing and permits for thoroughbred racing permitholders; revising the timeframe for the application of certain requirements; deleting a requirement that thoroughbred permitholders operate the full number of authorized days; providing for the validity of certain permits notwithstanding action by the Division of Pari-mutuel Wagering; providing an effective date.

—was referred to the Committees on Regulated Industries; Government Efficiency Appropriations; and General Government Appropriations.

By Senator Aronberg—

SB 2712—A bill to be entitled An act relating to agricultural disaster assistance; amending s. 570.249, F.S.; expanding the conditions under which loan funds to certain agricultural producers may be granted; increasing the maximum amount of a loan; providing definitions; providing an appropriation; providing an effective date.

—was referred to the Committees on Agriculture; General Government Appropriations; and Ways and Means.

By Senator Klein—

SB 2714—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; providing that a custodian of a public record or an agency head may designate another officer or employee of the agency to permit the inspection and copying of public records; providing that the identity of the designee must be disclosed to the public; requiring custodians of public records and their designees to respond to requests to inspect and copy public records promptly and in good faith;

amending ss. 497.140, 627.311, and 627.351, F.S.; correcting cross-references; providing an effective date.

—was referred to the Committees on Governmental Oversight and Productivity; and Judiciary.

By Senator Aronberg—

SB 2716—A bill to be entitled An act relating to the Uniform Commercial Code; amending s. 15.16, F.S.; removing provision requiring certain records to be filed with the Department of State; amending s. 285.20, F.S.; requiring the governing body of the Seminole Tribe of Florida or the Miccosukee Tribe of Indians to file certain records with the central filing office; amending s. 671.101, F.S.; providing scope of chapter and a short title; amending s. 671.102, F.S.; authorizing certain timeframes to be fixed by agreement; amending s. 671.106, F.S.; making editorial changes; amending s. 671.107, F.S.; providing for the discharge of a claim or right under certain circumstances; amending s. 671.201, F.S.; providing, revising, and deleting definitions; amending ss. 671.202 and 671.203, F.S.; making editorial changes; amending s. 671.204, F.S.; revising criteria determining when an action is taken within a reasonable time and seasonably; amending s. 671.205, F.S.; defining “course of performance”; revising the definition of “course of dealing”; providing that course of performance and course of dealing may be used for certain purposes; revising uses for express terms of an agreement; specifying when course of performance, course of dealing, or usage of trade prevails; providing that course of performance is relevant to show a waiver or modification in certain circumstances; repealing s. 671.206, F.S., relating to statute of frauds for kinds of personal property not otherwise covered; amending s. 671.208, F.S.; making editorial changes; creating s. 671.209, F.S.; providing definitions; specifying when notice, knowledge, or notification becomes effective with the exercise of due diligence; creating s. 671.210, F.S.; providing that whenever the code creates certain presumptions, the trier of fact must find the existence of the fact presumed unless and until evidence is introduced that supports a finding of its nonexistence; creating s. 671.211, F.S.; providing in what instances a person gives value for rights; creating s. 671.212, F.S.; providing that the code modifies, limits, and supersedes certain provisions of the federal Electronic Signatures in Global and National Commerce Act; creating s. 671.213, F.S.; authorizing the subordination of certain obligations; amending s. 671.301, F.S.; revising the effective date of the act; amending s. 679.5011, F.S.; providing a definition for “Florida Secured Transaction Registry”; requires certain financial statements to be filed with the central filing office; authorizing the registry to certify a copy of certain financing statements; amending s. 679.525, F.S.; reducing the amount of certain processing fees; authorizing the registry to use the fees collected to fund its operations; repealing s. 15.091, F.S., relating to processing fees for filing certain statements under ch. 679, F.S.; repealing s. 679.521, F.S., relating to the uniform form of written financing statements and amendments; repealing s. 679.526, F.S., relating to filing-office rules; repealing s. 679.527, F.S., relating to the Florida Secured Transaction Registry; amending ss. 319.27, 559.9232, 563.022, 668.50, 670.106, 670.204, 675.102, 679.1021, 679.5021, 679.512, 679.516, 679.519, 679.520, 679.523, 680.1031, 680.518, 680.519, 680.527, and 680.528, F.S.; conforming cross-references; amending s. 713.901, F.S.; specifying fees under the Florida Uniform Federal Lien Registration Act previously provided through cross-reference; reducing a fee and deleting a cross-reference to conform to changes made by the act; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Banking and Insurance; and Judiciary.

By Senator Posey—

SJR 2718—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to expand the limited authorization to classify and assess property on the basis of character or use to apply to any real property.

—was referred to the Committees on Community Affairs; Government Efficiency Appropriations; Ways and Means; and Rules and Calendar.

By Senator Klein—

SB 2720—A bill to be entitled An act relating to voting systems; amending s. 101.5606, F.S.; providing additional criteria governing approval of certain voting systems by the Department of State; requiring that a system produce a paper record meeting specified criteria; providing for preservation of and access to such a record; providing for use of such record in a recount of certain elections; prohibiting a system that contains or uses software or a source code that is not disclosed to the department; providing for inspection of a disclosed source code by a citizen; prohibiting a system that contains a wireless communication device; prohibiting a system that contains or uses software or hardware that is not certified to meet specified criteria; providing for accreditation by the department of a laboratory that may issue such certification; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Transportation and Economic Development Appropriations.

By Senator Hill—

SB 2722—A bill to be entitled An act relating to cargo container inspections; directing the Department of Transportation to make a study of procedures and equipment used to inspect cargo containers at airports, seaports, and railroad stations; requiring a report to the Governor and Legislature; providing for content of the report; providing an effective date.

—was referred to the Committees on Transportation; and Domestic Security.

By Senator Rich—

SB 2724—A bill to be entitled An act relating to education accountability; creating s. 1008.47, F.S.; requiring the Department of Education to annually report the state's ranking in a state-by-state comparison in specified educational measures; providing legislative goals; requiring rulemaking; providing an effective date.

—was referred to the Committees on Education; and Education Appropriations.

By Senator Rich—

SB 2726—A bill to be entitled An act relating to court actions involving families; amending ss. 39.001, 61.001, and 985.02, F.S.; providing additional purposes relating to implementing a unified family court program in the circuit courts; providing legislative intent; providing an effective date.

—was referred to the Committees on Judiciary; Children and Families; and Justice Appropriations.

By Senator Fasano—

SB 2728—A bill to be entitled An act relating to the innovation incentives; creating s. 288.1089, F.S.; providing legislative findings and intent; creating the Innovation Incentive within the Office of Tourism, Trade, and Economic Development for certain purposes; providing definitions; providing an incentive-award limitation; providing for award application and eligibility; providing business qualification requirements; providing proposal evaluation and recommendations requirements for Enterprise Florida, Inc.; providing for negotiation of award amounts by the office; providing for agreements for payments of certain moneys under certain circumstances; providing criteria for project approval or disapproval; providing for incentive payment agreements; requiring Enterprise Florida, Inc., to assist the office in validating certain business performances; requiring a report to the Governor and Legislature; authorizing the office to allocate certain funds for certain purposes;

providing appropriations; effectuating a fund transfer; providing for future expiration of the act; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Transportation and Economic Development Appropriations; and Ways and Means.

SR 2730—Withdrawn prior to introduction.

By Senator Siplin—

SB 2732—A bill to be entitled An act relating to electronic voting systems; creating s. 101.56085, F.S.; requiring each electronic voting system in the state to produce a voter-verified paper record suitable for a manual audit; requiring that the voter be permitted to verify the correctness of the paper ballot; requiring an electronic voting system to produce a permanent paper record that is available for correction of any error by the voter and preserved for later use in a manual audit; providing that the voter-verified paper record is the official record; prohibiting the use of a voting system that includes any wireless communication device; providing an effective date.

—was referred to the Committees on Ethics and Elections; Judiciary; and Transportation and Economic Development Appropriations.

By Senator Siplin—

SJR 2734—A joint resolution proposing an amendment to Section 4 of Article VI of the State Constitution, relating to suffrage and elections, to authorize the Legislature to provide the conditions under which a convicted felon's right to register or vote may be restored.

—was referred to the Committees on Ethics and Elections; Criminal Justice; Judiciary; and Rules and Calendar.

By Senator Siplin—

SB 2736—A bill to be entitled An act relating to elections; amending s. 97.041, F.S.; providing for automatic restoration of former felons' right to vote following completion and satisfaction of sentence of incarceration and community supervision; providing conditions for such automatic restoration; amending ss. 97.052 and 97.053, F.S., to conform; providing a conditional effective date.

—was referred to the Committees on Ethics and Elections; Criminal Justice; and Judiciary.

By Senator Siplin—

SB 2738—A bill to be entitled An act relating to the sale of imitation firearms to minors; defining the term "imitation firearm"; prohibiting the sale of an imitation firearm to a minor; providing a penalty; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; and Criminal Justice.

By Senator Siplin—

SB 2740—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08, F.S.; providing an exemption for the purchase of gas-powered generators by service stations for use in pumping gasoline during power outages caused by hurricanes; providing an exemption for the purchase of gas-powered generators by individuals for use in generating power for their respective homes and businesses during power outages caused by hurricanes; providing proce-

dures for claiming the exemption; providing for rulemaking by the Department of Revenue; providing an effective date.

—was referred to the Committees on Domestic Security; Commerce and Consumer Services; Government Efficiency Appropriations; and Ways and Means.

By Senator Siplin—

SB 2742—A bill to be entitled An act relating to defamation; amending s. 836.01, F.S.; providing that any person convicted of publishing or broadcasting a libel commits a felony of the third degree; providing criminal penalties; amending s. 836.02, F.S.; prohibiting the broadcasting of certain statements alleging immoral acts of a person; providing that a person who broadcasts such an allegation commits a felony of the third degree; providing criminal penalties; amending s. 836.03, F.S.; providing that an owner or manager of a broadcasting media commits a felony of the third degree for broadcasting a communication that attacks the good name of a person if the communication does not name the reporter of the communication; providing criminal penalties; amending s. 836.09, F.S.; providing that a person who delivers to a publishing or broadcasting media a false statement concerning any other person knowing the statement to be false commits a felony of the third degree; providing criminal penalties; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Criminal Justice; and Judiciary.

By Senator Atwater—

SB 2744—A bill to be entitled An act relating to financial entities and transactions; amending s. 494.001, F.S.; defining the term “control person” for purposes of provisions governing mortgage brokerage and mortgage lending; amending s. 494.0011, F.S.; authorizing the Financial Services Commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to adopt rules governing such an accommodation; requiring that the commission grant or deny a license in accordance with ch. 120, F.S.; amending s. 494.0016, F.S.; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; amending s. 494.0029, F.S.; requiring that certain persons who offer or conduct mortgage business training obtain a permit from the commission; authorizing the commission to require certain information from applicants seeking such a permit; specifying criteria for receipt of certain applications; specifying that certain permits are not transferable or assignable; requiring mortgage business schools to notify the Office of Financial Regulation of changes in information contained in the initial application or any amendments thereto; providing for expiration and recertification of permits; authorizing permit fees; requiring that curriculum, training, and training materials be available for inspection; requiring permitted persons providing mortgage business training to electronically notify the office of certain information; requiring that the commission adopt rules for administering notification requirements; amending s. 494.00295, F.S.; revising provisions that require continuing education for certain professions; providing for a waiver of the requirement for continuing education under certain circumstances; amending s. 494.003, F.S.; clarifying the entities that are exempt from certain requirements for obtaining a mortgage broker licensure; amending s. 494.0031, F.S.; requiring licensure of mortgage brokerage businesses; authorizing the commission to adopt application forms; authorizing the commission or the office to require specified information from applicants; specifying criteria for receipt of applications; revising certain fingerprinting requirements; prescribing procedures for processing fingerprints; specifying that certain licenses are not transferable or assignable; authorizing the commission to require an applicant to provide information concerning certain persons; revising the grounds on which a license may be denied; deleting certain provisions relating to cancellation and reinstatement of licenses; amending s. 494.0032, F.S.; requiring that the license for a branch office be renewed in conjunction with a mortgage brokerage business license; authorizing the commission to adopt certain renewal forms by rule; amending s. 494.0033, F.S.; clarifying the requirements for obtaining a license as a mortgage broker; authorizing the commission to adopt certain application forms by rule; authorizing the commission to prescribe

additional testing fees; authorizing the commission to waive certain examination requirements under specified circumstances; specifying criteria for receipt of applications; revising fingerprinting requirements; prescribing procedures for processing fingerprints; authorizing the commission to adopt rules to require certain information from applicants; deleting provisions relating to cancellation and reinstatement of licenses; amending s. 494.0034, F.S.; clarifying the commission’s authorization to prescribe license renewal forms for a mortgage broker’s license; authorizing the commission to adopt certain renewal forms by rule; amending s. 494.0036, F.S.; clarifying provisions governing the issuance of licenses to branch offices of a mortgage brokerage business; authorizing the commission to adopt certain application forms by rule; specifying criteria for receipt of certain applications; deleting a requirement for displaying licenses; amending s. 494.0039, F.S.; deleting a requirement for a mortgage brokerage business to report a change of address; deleting a requirement for displaying licenses; amending s. 494.004, F.S.; conforming cross-references; requiring licensees to report changes in information contained in the initial application or any amendments thereto; requiring licensees to report changes in persons associated with the licensee and changes in the licensee’s form of business organization; requiring the submission of an initial application before a person may acquire a controlling interest in a licensee; authorizing the commission to waive the requirement for an initial application under certain circumstances; authorizing the commission to require licensees to provide information concerning persons who have not previously complied with certain provisions; authorizing the office to bring an administrative action if it determines a licensee no longer meets licensure requirements; amending s. 494.0041, F.S.; specifying additional grounds for disciplinary action; amending s. 494.006, F.S.; clarifying that certain entities are exempt from the licensure requirements for mortgage lenders; amending s. 494.0061, F.S.; requiring the licensure of mortgage lenders; authorizing the commission to adopt application forms by rule; specifying criteria for receipt of applications; clarifying provisions concerning audited financial statements; clarifying provisions relating to the principal representatives; revising fingerprint requirements; authorizing the commission to require the applicant to provide fingerprints from certain persons; prescribing procedures for processing fingerprints; authorizing the commission to require the applicant to provide information concerning certain persons; revising provisions governing grounds for imposing discipline; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; revising provisions governing principal representatives; amending s. 494.0062, F.S.; requiring licensure of correspondent mortgage lenders; authorizing the commission to adopt application forms by rule; authorizing the office to require applicants to provide certain information; specifying criteria for receipt of applications; clarifying provisions concerning audited financial statements; providing educational requirements for principal representatives; revising fingerprinting requirements; prescribing procedures for processing fingerprints; authorizing the commission to require information from persons associated with the applicant; revising grounds for disciplinary action; deleting certain provisions relating to cancellation and reinstatement of licenses; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; requiring that the commission be notified of a change in the principal representatives; amending s. 494.0064, F.S.; clarifying a requirement for professional continuing education for a licensee operating a branch office; authorizing the commission to adopt renewal forms by rule; amending s. 494.0065, F.S.; authorizing the commission to adopt application forms by rule; authorizing the commission to require that applicants provide certain information; specifying criteria for receipt of applications; providing requirements for education and testing for certain principal representatives and for transfer applications; authorizing the commission to waive specified examination requirements under certain circumstances; authorizing the commission to prescribe additional testing fees; authorizing the commission to prescribe application forms by rule; specifying criteria for receipt of applications; clarifying provisions governing audited financial statements; revising fingerprinting requirements; prescribing procedures for processing fingerprints; authorizing the commission to require applicants to provide information concerning certain persons; revising provisions governing the denial of transfers; requiring that a mortgage lender designate a principal representative; providing criteria and requirements; requiring notice of a change in the principal representative; amending s. 494.0066, F.S.; clarifying licensure requirements for branch offices; authorizing the commission to adopt application forms by rule; amending s. 494.0067, F.S.; deleting a requirement

that the license be displayed; revising requirements for reporting information; requiring licensees to report changes in persons associated with the licensee and changes in the licensee's form of business organization; requiring the submission of an initial application before persons may acquire a controlling interest in a licensee; authorizing the commission to waive the requirement for an initial application under certain circumstances; authorizing the commission to require licensees to provide information concerning persons who have not previously complied with certain provisions; authorizing the office to bring an administrative action if it determines a licensee no longer meets licensure requirements; clarifying the requirements for professional continuing education; amending s. 494.0072, F.S.; providing additional grounds for disciplinary action; amending s. 494.00721, F.S.; conforming cross-references; amending s. 501.137, F.S.; imposing attorney's fees and costs on lenders under certain circumstances; amending s. 516.01, F.S.; defining the term "control person" for purposes of the Florida Consumer Finance Act; amending s. 516.03, F.S.; revising the information that the commission may require from the applicant as part of the licensure process; requiring that an applicant provide evidence of liquid assets; specifying criteria for receipt of certain applications; providing that specified fees are nonrefundable; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to adopt rules governing such an accommodation; amending s. 516.031, F.S.; increasing a reimbursement charge for certain investigation costs; amending s. 516.05, F.S.; revising investigation procedures; deleting provisions relating to fees for licenses that have been denied; requiring licensees to report changes to the initial application and any amendments to the application; requiring licensees to report changes in certain persons associated with the licensee and changes in the licensee's form of business organization; requiring the submission of an initial application before a person may acquire a controlling interest in a licensee; authorizing the commission to waive the requirement for an initial application under certain circumstances; authorizing the commission to require licensees to provide information concerning persons who have not previously complied with certain provisions; authorizing the office to bring an administrative action if it determines that a licensee no longer meets licensure requirements; deleting provisions authorizing the office to grant temporary licenses; amending s. 516.07, F.S.; providing an additional ground for disciplinary action; repealing s. 516.08, F.S., relating to requirements for displaying a license; amending s. 516.12, F.S.; authorizing the commission to prescribe minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; amending s. 517.021, F.S.; redefining the term "branch office" for purposes of a consumer finance licensee; amending s. 517.051, F.S.; requiring the use of certain accounting standards; amending s. 517.061, F.S.; revising provisions governing exempt transactions; amending s. 517.081, F.S.; revising standards for accounting principles to be used in preparing certain financial statements; amending s. 517.12, F.S.; deleting a requirement that applications be verified under oath; revising provisions for taking and submitting fingerprints of dealers, associated persons, and similarly situated persons; revising provisions governing the expiration and renewal of registration of such persons; authorizing the commission to adopt uniform forms by rule; authorizing the commission to require submission of uniform forms and fees through central registration systems; providing an exemption from registration requirements for a Canadian dealer and an associated person who represents a Canadian dealer, under certain conditions; requiring a notice filing by a Canadian dealer under certain conditions; providing that certain fees are nonrefundable; authorizing the Office of Financial Regulation of the Financial Services Commission to issue a permit to evidence the effectiveness of a notice filing for a Canadian dealer; providing for the renewal of a notice filing by a Canadian dealer; providing for reinstatement of a notice filing; providing obligations for a Canadian dealer who has given notice of filing; providing obligations for an associated person representing a Canadian dealer who has given notice of filing; providing for the termination of a notice of filing; providing for the collection of fees; amending s. 517.131, F.S.; revising conditions under which recovery can be made from the Securities Guaranty Fund; authorizing the commission to adopt rules; amending s. 517.141, F.S.; prescribing circumstances under which a claimant must reimburse the fund; providing for rulemaking; amending s. 517.161, F.S.; clarifying and providing an additional ground for revocation, restriction, or suspension of a registration; amending s. 520.02, F.S.; defining the term "control person" for purposes of the Motor Vehicle Retail Sales Finance Act; amending s. 520.03, F.S.; authorizing the commission to require information from the applicant and others;

authorizing the commission to require the applicant to provide certain information concerning persons associated with the applicant; specifying criteria for receipt of applications; deleting a requirement that the licensee display a license; amending s. 520.31, F.S.; defining the term "control person" for purposes of the Retail Installment Sales Act; amending s. 520.32, F.S.; authorizing the commission to require additional information from an applicant for licensure; specifying criteria for receipt of an application; amending s. 520.52, F.S.; providing additional requirements for a license to engage in business as a sales finance company; specifying criteria for receipt of an application; amending s. 520.61, F.S.; defining the term "control person" for purposes of the Home Improvement Sales and Finance Act; amending s. 520.63, F.S.; authorizing the commission to require information from the applicant and others; authorizing the commission to require the applicant to provide certain information concerning persons associated with the applicant; specifying criteria for receipt of applications; deleting a requirement that the licensee display a license; amending s. 520.994, F.S.; authorizing the commission to require electronic submission of forms, documents, or fees; providing for accommodating a technological or financial hardship; authorizing the commission to adopt rules governing such an accommodation; amending s. 520.995, F.S.; providing an additional ground for disciplinary action; revising provisions regarding disciplinary action; amending s. 520.997, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; providing for procedures; creating s. 520.999, F.S.; providing additional requirements of licensees in sales and finance; requiring licensees to report changes to the initial application and any amendments to the application; requiring licensees to report changes in persons associated with the licensee and changes in the licensee's form of business organization; requiring the submission of an initial application before persons may acquire a controlling interest in a licensee; authorizing the commission to waive the requirement for an initial application under certain circumstances; authorizing the office to bring an administrative action if it determines that a licensee no longer meets licensure requirements; amending s. 537.009, F.S., relating to the Florida Title Loan Act; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; providing for procedures; amending s. 560.105, F.S., relating to the Money Transmitters' Code; authorizing the commission to require electronic submission of forms, documents, or fees; amending s. 560.114, F.S.; providing an additional ground for disciplinary action; amending s. 560.121, F.S.; authorizing the commission to prescribe certain minimum information that must be shown in a licensee's books, accounts, records, and documents; authorizing the commission to prescribe requirements for destroying books, accounts, records, and documents; amending s. 560.126, F.S.; requiring notice of changes in information contained in a registration application; requiring licensees to report changes in persons associated with the licensee and changes in the licensee's form of business organization; requiring the submission of an initial application before persons may acquire a controlling interest in a licensee; authorizing the commission to waive the requirement for an initial application under certain circumstances; authorizing the commission to require licensees to provide information concerning persons who have not previously complied with certain provisions; authorizing the office to bring an administrative action if it determines a licensee no longer meets licensure requirements; amending s. 560.127, F.S.; revising the provisions specifying the conditions under which a person has control over a money transmitter; deleting provisions governing the acquisition or purchase of a money transmitter; amending s. 560.205, F.S.; revising fingerprinting requirements; prescribing procedures for processing fingerprints; deleting a requirement that an applicant provide a list of certain vendors; authorizing the commission to require additional information concerning persons associated with the applicant; requiring the reporting of changes of registration; amending s. 560.207, F.S.; revising procedures for renewing a registration; providing that specified fees are nonrefundable; providing conditions for reinstating a registration; amending s. 560.210, F.S.; revising permissible investment requirements for certain registrants; specifying acceptable accounting principles; amending s. 560.211, F.S.; requiring notice to the office of the location of certain amended records; amending s. 560.305, F.S., relating to the Check Cashing and Foreign Currency Exchange Act; revising application procedures for registration under the act; amending s. 560.306, F.S.; revising certain fingerprinting requirements; prescribing procedures for processing

fingerprints; amending s. 560.308, F.S.; revising requirements for renewal of registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a registration; amending s. 560.310, F.S.; requiring that the commission be notified of the location of certain records; amending s. 560.403, F.S.; revising requirements for giving notice of intent in connection with the renewal of registration; providing that specified fees are nonrefundable; providing conditions to the reinstatement of a notice of intent; amending s. 655.935, F.S.; authorizing the search of a safe-deposit box co-leased by a decedent; providing limitations; amending s. 655.936, F.S.; providing for the delivery of a safe-deposit box to a court-appointed personal representative; amending s. 655.937, F.S.; revising provisions for access to safe-deposit boxes; amending s. 733.6065, F.S.; revising provisions related to the initial opening of a safe-deposit box leased or co-leased by a decedent; providing an appropriation; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; Judiciary; and General Government Appropriations.

By Senator Atwater—

SB 2746—A bill to be entitled An act relating to public records; creating s. 516.115, F.S.; creating an exemption from public-records requirements for information obtained by the Office of Financial Regulation of the Financial Services Commission in connection with active investigations and examinations under the Florida Consumer Finance Act; providing an exception; providing a definition; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Banking and Insurance; Judiciary; Governmental Oversight and Productivity; and Rules and Calendar.

By Senator Atwater—

SB 2748—A bill to be entitled An act relating to district school boards; amending s. 1003.02, F.S.; requiring each district school board that selects a vendor to market student class rings to select a vendor that meets certain criteria; requiring each district school board to notify students and parents that the purchase of a class ring may be through any vendor marketing class rings and that a student may participate in related ceremonies or activities regardless of the vendor through which the purchase was made; providing an effective date.

—was referred to the Committees on Education; and Judiciary.

By Senator Atwater—

SB 2750—A bill to be entitled An act relating to the Medicaid program; amending s. 409.912, F.S.; requiring the Agency for Health Care Administration to work with the Agency for Persons with Disabilities to develop a Medicaid waiver program for children who have autism spectrum disorder; providing a definition; providing for implementation of the program subject to the availability of funds; authorizing the agency to adopt rules; providing an effective date.

—was referred to the Committees on Children and Families; Health Care; and Health and Human Services Appropriations.

By Senator Smith—

SB 2752—A bill to be entitled An act relating to nursing recruitment; amending s. 1009.66, F.S.; increasing the amount of a loan that is eligible for repayment under the Nursing Student Loan Forgiveness Program; increasing the amount of the loan principal which the Department of Health may repay for selected graduates of a nursing program; amending s. 1009.67, F.S.; increasing the amounts of nursing scholarships awarded by the department; providing an effective date.

—was referred to the Committees on Health Care; Education; and Health and Human Services Appropriations.

By Senator Constantine—

SJR 2754—A joint resolution proposing an amendment to Section 23 of Article X of the State Constitution, which section allows Miami-Dade and Broward Counties, by referendum, to permit slot machines at certain pari-mutuel facilities.

—was referred to the Committees on Regulated Industries; Judiciary; Government Efficiency Appropriations; and Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senators Margolis, King, Smith, Rich and Campbell—

CS for SB 250—A bill to be entitled An act relating to human trafficking; amending s. 787.06, F.S.; providing legislative findings and intent; redefining the term “forced labor or services” to include circumstances involving the use of fraud or coercion against a person, the use of certain debt practices, and the destruction, concealing, or withholding of a person’s identification documents; providing for attempted human trafficking to be an equal crime to human trafficking; prohibiting knowingly benefiting financially or receiving anything of value from human trafficking when the trafficked person engages in forced labor or services; providing criminal penalties; directing the Florida Court Educational Council to establish standards for instructing circuit and county court judges on matters relating to victims of human trafficking; directing the council to provide for periodic and timely instruction; amending s. 772.102, F.S.; expanding the definition of the term “criminal activity” to include the offense of human trafficking for purposes of seeking civil remedies for criminal offenses; amending s. 772.104, F.S.; revising a civil cause of action relating to injuries by reason of criminal activity; providing for alternative damages for violations relating to sex trafficking and human trafficking; amending s. 895.02, F.S.; redefining the term “racketeering activity” to include the offense of human trafficking for purposes of the Florida RICO Act; reenacting ss. 16.56(1)(a), 655.50(3)(g), 896.101(2)(g), and 905.34, F.S., relating to the authority of the Office of the Statewide Prosecutor, the definition of “specified unlawful activity” in a law prohibiting money laundering in financial institutions and in the Florida Money Laundering Act, and the subject matter jurisdiction of a statewide grand jury, to incorporate the amendments made to s. 895.02, F.S., in references thereto; providing an effective date.

By the Committee on Domestic Security; and Senators Margolis, Campbell, Bullard and Miller—

CS for SB 298—A bill to be entitled An act relating to nursing home facilities; creating s. 400.0627, F.S.; providing legislative intent; requiring the Agency for Health Care Administration to commence a pilot program to increase the emergency electrical power capacity of nursing home facilities by reimbursing such facilities for the costs of installing a permanent connection for a generator and of a contract for the acquisition of a generator when needed; providing eligibility criteria for reimbursement; authorizing the agency to adopt rules; providing an effective date.

By the Committees on Judiciary; Community Affairs; and Senators Haridopolos, Crist and King—

CS for CS for SB 566—A bill to be entitled An act relating to outdoor advertising; amending s. 479.106, F.S.; revising provisions relating to the proximity of vegetation and beautification projects to outdoor advertising signs; specifying distances that constitute a view zone on interstates, expressways, federal-aid primary highways, and the State Highway System for outdoor advertising signs; authorizing the Department of Transportation and owners of outdoor advertising signs to enter into agreements identifying view zone locations; providing for notice and a period for curing violations; providing for a sign owner to file a claim for compensation in circuit court; providing an exemption from certain Department of Transportation permit requirements; providing immunity from legal liability for entities that provide design services; providing for applicability; amending s. 479.25, F.S.; allowing permitted, conforming,

lawfully erected outdoor advertising signs to be increased in height if visibility is blocked due to construction of specified noise-attenuation barriers; requiring that sign reconstruction meet the requirements of the Florida Building Code; requiring the Department of Transportation to notify a governmental entity before erecting a noise-attenuation barrier if its construction will screen a lawfully permitted sign; requiring a governmental entity to notify the department if increasing the height of a sign will violate an ordinance or land development regulation of the governmental entity; requiring the department to conduct a survey and to conduct a public hearing; providing procedures and notice; prohibiting department to erect a noise-attenuation barrier to the extent that the barrier screens or blocks visibility of the sign until after the public hearing and survey are completed; requiring the governmental entity to issue a variance for the reconstruction of a sign, allow the relocation of a sign to an alternative location, or refuse to issue the required permits for reconstruction and pay fair market value of the sign and its associated interest in the real property to the owner of the sign; providing for applicability; providing an effective date.

By the Committee on Judiciary; and Senators Miller and Lynn—

CS for SB 640—A bill to be entitled An act relating to luring or enticing a child; amending s. 787.025, F.S.; defining the term “convicted”; providing that a person 18 years of age or older who intentionally lures or entices, or attempts to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose commits a misdemeanor of the first degree; providing criminal penalties; providing that a person who has previously been convicted of this offense and who intentionally lures or entices, or attempts to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose commits a felony of the third degree; providing criminal penalties; deleting a presumption regarding what constitutes other than a lawful purpose; amending ss. 775.21, 794.0115, 943.0435, 944.606, 944.607, and 948.32, F.S.; conforming cross-references; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant if there is probable cause to believe that the person is intentionally luring or enticing, or attempting to lure or entice, a child under the age of 12 into a structure, dwelling, or conveyance for other than a lawful purpose; providing an effective date.

By the Committees on Judiciary; Commerce and Consumer Services; and Senator Lynn—

CS for CS for SB 660—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 493.6106, F.S.; clarifying that private investigative, security, and repossession services are licensed by the Department of Agriculture and Consumer Services; amending s. 493.6121, F.S.; authorizing the department to institute judicial proceedings to enforce ch. 493, F.S., or any rule or order of the department; amending s. 493.6303, F.S.; revising the requirements for a Class “D” private security license; requiring that the department establish the required hours of training; providing for automatic suspension of a license upon failure to submit documentation of completing the required training; amending s. 501.059, F.S.; requiring the provision of telephone numbers and certain names of telephone solicitors as part of telephonic sales calls; providing an exception; defining the term “caller identification service”; prohibiting alteration of a caller’s voice during a telephonic sales call under certain circumstances and for certain purposes; providing penalties; amending s. 525.01, F.S.; defining the term “alternative fuel” for purposes of ch. 525, F.S., relating to the inspection of gasoline and oil; amending s. 527.11, F.S.; exempting the delivery of certain amounts of propane gas for use with outdoor equipment or appliances from provisions governing the delivery of liquefied petroleum gas; requiring that a person delivering liquefied petroleum gas in bulk comply with certain storage requirements; amending ss. 570.46 and 570.47, F.S.; authorizing the Division of Standards within the department to enforce ch. 527, F.S., relating to the sale of liquefied petroleum gas; amending s. 570.544, F.S.; deleting provisions requiring that an office or agency receiving a complaint file progress reports with the Division of Consumer Services within the department; amending s. 616.242, F.S.; exempting certain governmental entities from requirements that operators of amusement rides maintain specified amounts of insurance coverage; repealing s. 526.3135, F.S., which provides for the

Division of Standards of the Department of Agriculture and Consumer Services to report the complaints received under the Motor Fuel Marketing Practices Act; providing an effective date.

By the Committees on Judiciary; Criminal Justice; and Senator Bennett—

CS for CS for SB 688—A bill to be entitled An act relating to arrests and arrestees; amending s. 901.15, F.S.; prescribing additional offenses for which a person may be arrested on probable cause and without warrant; amending s. 907.04, F.S.; providing that arrestees in the custody of the Department of Corrections at the time of arrest be retained in the department’s custody pending disposition of the charge or until the expiration of the arrestee’s original sentence of imprisonment; requiring application of specified provisions if an arrested state prisoner’s presence is required in court; providing an effective date.

By the Committee on Banking and Insurance; and Senators Aronberg, Alexander, Margolis and Atwater—

CS for SB 764—A bill to be entitled An act relating to travel-limited life insurance coverage; amending s. 626.9541, F.S.; specifying prohibited activities by insurers relating to lawful travel; providing exceptions; authorizing the adoption of rules by the Financial Services Commission to implement the act and allow for limited exceptions based on emergencies and public policy; providing an effective date.

By the Committee on General Government Appropriations; and Senator Clary—

CS for SB 818—A bill to be entitled An act relating to distributions from the Fuel Tax Collection Trust Fund; amending s. 206.9945, F.S.; providing for the distribution of funds to the Florida Coastal Protection Trust Fund and the Inland Protection Trust Fund; providing an effective date.

By the Committee on Domestic Security; and Senator Diaz de la Portilla—

CS for SB 856—A bill to be entitled An act relating to domestic security; amending s. 282.318, F.S.; requiring the Department of Management Services to set minimum standard operating procedures for the security of data and information technology resources; providing for the department to require each agency to conduct certain procedures to assure the security of data, information, and information technology resources; requiring that the results of certain internal audits and evaluations be available to the Office of Information Security; requiring the department to establish an Office of Information Security and to designate a Chief Information Security Officer; providing that the office is responsible for certain procedures and standards; providing for the office to be funded by general revenue; authorizing the department to adopt rules; providing legislative findings with respect to the provision of additional funds for enhancements and improvements to the radio system used by state law enforcement agencies; providing for the implementation of certain recommendations contingent upon appropriation; providing an effective date.

By the Committee on Domestic Security; and Senator Diaz de la Portilla—

CS for SB 862—A bill to be entitled An act relating to emergency management; providing legislative findings with respect to the need for improvements in the state’s infrastructure in response to the hurricane seasons of 2004 and 2005; providing for the Legislature to make funds available to local agencies through appropriations to the Department of Community Affairs; providing criteria for an appropriation to fund the construction or renovation of county emergency operations centers; providing limitations on the use of such funds; providing criteria for an

appropriation to fund equipping public special-needs hurricane evacuation shelters with the permanent capacity to generate emergency power; providing criteria for an appropriation for retrofitting public hurricane evacuation shelters; providing for funds to be appropriated to improve the logistical staging and warehouse capacity of commodities used following a disaster; providing criteria for an appropriation to establish a regional hurricane evacuation shelter pilot program; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 954—A bill to be entitled An act relating to transportation; amending s. 348.754, F.S.; authorizing the Orlando-Orange County Expressway Authority to waive payment and performance bonds on certain construction contracts if the contract is awarded pursuant to an economic development program for the encouragement of local small businesses; providing criteria for participation in the program; providing criteria for the bond waiver; providing for certain determinations by the authority's executive director or a designee as to the suitability of a project; providing for certain payment obligations if a payment and performance bond is waived; requiring the authority to record notice of the obligation; limiting eligibility to bid on the projects; providing for the authority to conduct bond-eligibility training for certain businesses; requiring the authority to submit biennial reports to the Orange County legislative delegation; amending s. 348.0004, F.S.; authorizing transportation authorities, bridge authorities, or toll authorities to enter agreements with private entities to provide transportation facilities; amending s. 348.0012, F.S.; clarifying certain exemptions from the Florida Expressway Authority Act; providing an effective date.

By the Committee on Agriculture; and Senator Alexander—

CS for SB 994—A bill to be entitled An act relating to citrus canker; amending s. 581.184, F.S.; revising provisions relating to rulemaking required of the Department of Agriculture; replacing goals relating to eradication of citrus canker with goals relating to disease management; deleting definitions of terms; deleting requirements that citrus trees be removed and destroyed in specified circumstances; deleting procedures relating to such removal and destruction; requiring that the department adopt rules regarding the conditions under which citrus plants can be grown, moved, and planted as necessary to control or prevent the dissemination of citrus canker; deleting obsolete provisions relating to the publication of guidelines for citrus canker decontamination; providing an effective date.

By the Committees on Judiciary; and Children and Families—

CS for CS for SB 1080—A bill to be entitled An act relating to child protective services; amending s. 39.01, F.S.; revising definitions relating to child protective services; amending s. 39.0121, F.S.; authorizing the Department of Children and Family Services to adopt rules for sharing information contained in a child's case plan with the custodian and family services counselor; amending s. 39.013, F.S.; removing provisions relating to continuances; creating s. 39.0136, F.S.; providing for time limitations in child protective cases; providing exceptions; creating s. 39.0137; providing that state laws do not supersede certain federal laws; requiring the Department of Children and Family Services to adopt rules; creating s. 39.0138, F.S.; authorizing the department to conduct criminal background record checks of persons being considered as prospective foster parents; providing that a court may review the granting or denial of the placement of a child based upon a criminal offense; providing that the person seeking placement of a child has the burden of setting forth evidence that he or she will not endanger the child if placement is allowed; amending s. 39.201, F.S.; requiring that any person who knows or suspects that a child is in need of supervision and care and has no parent, legal custodian, or responsible adult relative immediately known and available to provide supervision and care, must report this information to the central abuse hotline of the Department of Children and Family Services; amending s. 39.301, F.S.; providing that the department may rely upon a previous report to indicate that child abuse has occurred; redefining the term "criminal conduct" to include a child who is known or suspected to be a victim of human trafficking; requiring each child protective investigator to inform the person who is the subject

of a child protective investigation that he or she has a duty to report any change in the residence or location of the child to the investigator and that the duty to report continues until the investigation is closed; providing that if the child has moved to a different residence or location, a report may be filed with a law enforcement agency under certain circumstances; amending s. 39.303, F.S.; conforming provisions to changes made by the act; amending s. 39.402, F.S.; requiring that a shelter hearing order contain specified information relating to the availability of services to prevent removal from the home; amending s. 39.507, F.S.; requiring the court to inquire of the parents whether the parents have relatives who might be considered as a placement for the child; requiring that the court advise the parents that if they fail to comply with the case plan their parental rights may be terminated; amending s. 39.5085, F.S.; conforming provisions to changes made by the act; correcting cross-references; amending s. 39.521, F.S.; clarifying circumstances under which transferring custody to an adult relative must be considered; amending s. 39.522, F.S.; requiring the court to consider the continuity of the child's placement in the same out-of-home residence as a factor when determining the best interests of the child in a postdisposition proceeding to modify custody; creating s. 39.6011, F.S.; providing procedures for drafting and implementing a case plan; requiring the department to prepare a case plan for each child receiving services from the department; requiring certain face-to-face meetings; creating s. 39.6012, F.S.; providing for case plan tasks and services; providing the content for the case plan; creating s. 39.6013, F.S.; providing for amendments to a case plan; describing the circumstance under which a case plan may be modified; amending s. 39.603, F.S.; requiring that case plans and amendments be approved by the court; amending s. 39.621, F.S.; declaring that time is of the essence for a child in the dependency system; providing prehearing procedures; providing for permanency hearings; directing the court to make certain findings at the permanency hearing; creating s. 39.6221, F.S.; providing for the permanent guardianship for a dependent child; authorizing the court to consider a permanent guardian as a long-term option for a dependent child; requiring a written order; providing for the contents of the permanent guardianship order; creating s. 39.6231, F.S.; providing for placement with a fit and willing relative; requiring the court to specify the reasons to place a child with a relative; providing for the department to supervise the placement for a specified time period; creating s. 39.6241, F.S.; authorizing the court to place a child in another planned permanent living arrangement under certain circumstances; amending s. 39.701, F.S.; requiring that a child's current health and education records be included in the documentation for the judicial review report; requiring the court to conduct a judicial review 6 months after the child was placed in shelter care; amending s. 39.703, F.S.; providing when the department may file a petition for termination of parental rights; providing that the department may choose not to file a petition under certain specified circumstances; amending s. 39.806, F.S.; authorizing a material breach of the case plan as a ground to terminate parental rights; requiring that the department show, and the court find, the material breach by clear and convincing evidence; amending s. 39.810, F.S.; providing certain factors for the court to consider for the best interest of the child; amending s. 39.811, F.S.; conforming provisions to changes made by the act; amending ss. 39.0015, 39.205, 39.302, 39.828, 63.092, and 419.001, F.S.; correcting cross-references; reenacting s. 39.802(5), F.S., relating to the filing of a petition to terminate parental rights, to incorporate the amendments made to s. 39.806, F.S., in a reference thereto; repealing ss. 39.601, 39.622, 39.623, 39.624, and 435.045, F.S., relating to case plan requirements, long-term custody of a dependent child, long-term licensed custody of a dependent child, independent living, and background screening of certain persons before a dependent child is placed in their home; providing an effective date.

By the Committee on Judiciary; and Senators Bennett and Crist—

CS for SB 1218—A bill to be entitled An act relating to recovering, towing, or storing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; prescribing the rates for towing and storage in counties and municipalities that have not established rates; amending s. 321.051, F.S.; requiring the rates for the wrecker operator system of the Florida Highway Patrol to be established and adjusted annually based on the Consumer Price Index; amending s. 713.78, F.S.; revising certain requirements that notice be provided by mail to the owner, insurance company, and persons claiming a lien against the vehicle or vessel; providing duties of the Department of Highway Safety and Motor Vehicles and of towing-storage operators; revising certain public notice re-

quirements related to the sale of unclaimed vehicles or vessels; providing for rulemaking by the department; providing an effective date.

By the Committee on Regulated Industries; and Senator Fasano—

CS for SB 1292—A bill to be entitled An act relating to the taxation of alcoholic beverages; amending s. 561.121, F.S.; deleting provisions crediting specified taxes on alcoholic beverages to accounts funding substance abuse programs for children and adolescents; providing for future deletion of a provision providing for payment and credit of alcoholic beverage surcharge funds to the General Revenue Fund to conform; terminating the Children and Adolescents Substance Abuse Trust Fund within the Department of Children and Family Services; providing for disposition of balances in and revenues of such trust fund; amending s. 215.20, F.S.; conforming provisions to the repeal of the trust fund; amending s. 561.501, F.S.; deleting a provision imposing a surcharge on alcoholic beverages sold for consumption on the premises; amending s. 561.025, F.S., to conform; providing for future repeal of s. 561.501, F.S., relating to the collection of the alcoholic beverage surcharge; providing an appropriation; providing effective dates.

By the Committee on Environmental Preservation; and Senator Garcia—

CS for SB 1306—A bill to be entitled An act relating to the Miami-Dade County Lake Belt Plan; amending s. 373.4149, F.S.; revising the geographic boundaries of the Miami-Dade County Lake Belt Area; amending s. 373.41492, F.S.; revising the geographic boundaries for mining areas subject to the mitigation fees under the Miami-Dade County Lake Belt Mitigation Plan; providing for mitigation fee increases; authorizing proceeds of mitigation fees to be allocated to the South Florida Water Management District and Miami-Dade County for specific purposes; revising the reporting requirements for the interagency committee; providing an effective date.

By the Committee on Domestic Security; and Senator Saunders—

CS for SB 1370—A bill to be entitled An act relating to the Veterans' Nursing Home of Florida Act; amending s. 296.36, F.S.; authorizing the director of the Department of Veterans' Affairs to waive the residency requirement for admittance to a veterans' nursing home under certain circumstances; providing an effective date.

By the Committee on Government Efficiency Appropriations; and Senator Haridopolos—

CS for SB 1508—A bill to be entitled An act relating to property taxes; amending s. 200.071, F.S.; authorizing counties to cap annual growth in ad valorem tax revenues by charter if approved by a three-fifths vote of the electorate; providing requirements and limitations; providing an exception; prohibiting ad valorem tax levies by counties in excess of amounts specified in the county charter; prohibiting ad valorem tax levies by counties through municipal service taxing units in excess of amounts specified in the ordinance establishing the unit; providing an effective date.

By the Committee on Regulated Industries; and Senator Baker—

CS for SB 1540—A bill to be entitled An act relating to veterinary drug distribution; amending s. 499.006, F.S.; providing that a drug is adulterated if it is a certain prescription drug that has been returned by a veterinarian to a limited prescription drug veterinary wholesaler; amending s. 499.01, F.S.; requiring a limited prescription drug veterinary wholesaler to obtain a permit for operation from the Department of Health; providing that a permit for a limited prescription drug veterinary wholesaler may not be issued to the address of certain health care entities; amending s. 499.012, F.S.; revising permit requirements for a veterinary prescription drug wholesaler that distributes prescription drugs; establishing a permit for a limited prescription drug veterinary

wholesaler; providing requirements; providing an exception; amending s. 499.0122, F.S.; redefining the term "veterinary legend drug retail establishment"; amending s. 499.041, F.S.; requiring the department to assess an annual fee within a certain monetary range for a limited prescription drug veterinary wholesaler permit; amending s. 499.065, F.S.; requiring the department to inspect each limited prescription drug veterinary wholesaler establishment; authorizing the department to determine that a limited prescription drug veterinary wholesaler establishment is an imminent danger to the public; providing an effective date.

By the Committee on Government Efficiency Appropriations; and Senator Rich—

CS for SB 1590—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.12, F.S.; authorizing a dealer to elect to forego the collection allowance and direct that the collection allowance be transferred to the Educational Enhancement Trust Fund, to be distributed to school districts as specified; providing exceptions; providing for rulemaking by the Department of Revenue; providing an appropriation; providing for costs recovery; requiring that the Department of Revenue report collection information to the Department of Education; providing an effective date.

By the Committee on Agriculture; and Senator Baker—

CS for SB 1654—A bill to be entitled An act relating to animal health care services; amending s. 474.203, F.S.; providing that ch. 474, F.S., relating to veterinary medical practice, does not apply to a part-time worker or an independent contractor who is hired by the owner of an animal or a herd or flock of animals to provide certain services concerning such animal, herd, or flock; providing an effective date.

By the Committee on Domestic Security; and Senator Wise—

CS for SB 1708—A bill to be entitled An act relating to emergency management; creating s. 252.63, F.S.; creating the Florida Disaster Supplier Program; providing purpose of the program; creating the Florida Disaster Supplier Program Council; providing purpose, membership, terms, and organization of the council; providing duties and responsibilities of the council; requiring a report; providing for termination of the council; providing an effective date.

By the Committee on Transportation; and Senator Sebesta—

CS for SB 1766—A bill to be entitled An act relating to transportation; amending s. 112.061, F.S.; authorizing metropolitan planning organizations and certain separate entities to establish per diem and travel reimbursement rates; amending s. 121.021, F.S.; revising the definition of "local agency employer" to include metropolitan planning organizations and certain separate entities for purposes of the Florida Retirement System Act; revising the definition of "regularly established position" to include positions in metropolitan planning organizations; amending s. 121.051, F.S.; providing for metropolitan planning organizations to participate in the Florida Retirement System; amending s. 121.055, F.S.; requiring certain metropolitan planning organization and similar entity staff positions to be in the Senior Management Service Class of the Florida Retirement System; amending s. 121.061, F.S.; providing for enforcement of certain employer funding contributions required under the Florida Retirement System; authorizing deductions of amounts owed from certain funds distributed to a metropolitan planning organization; authorizing the governing body of a metropolitan planning organization to file and maintain an action in court to require an employer to remit retirement or social security member contributions or employer matching payments; amending s. 121.081, F.S.; providing for metropolitan planning organization officers and staff to claim past service for retirement benefits; amending s. 339.175, F.S.; specifying that a metropolitan planning organization is a separate legal entity independent of entities represented on the M.P.O. and signatories to the agreement creating the M.P.O.; providing for transfer of responsibilities and liabilities to the new M.P.O. upon execution of a new interlocal

agreement by the governmental entities constituting the M.P.O.; providing for selection of certain officers and an agency clerk; revising requirements for voting membership; specifying that certain constitutional and charter officers are not elected officials of a general-purpose local government for voting membership purposes; establishing a process for appointing alternate members; revising provisions for nonvoting advisers; revising provisions for employment of staff by an M.P.O.; providing for training of certain persons who serve on an M.P.O. for certain purposes; providing additional powers and duties of M.P.O.'s; revising voting requirements for approval of certain plans and programs and amendments thereto; requiring the Florida Transportation Commission to conduct a study of the progress made by M.P.O.'s to establish improved coordinated transportation planning processes; requiring a report; detailing the issues the report must consider; requiring that the report be submitted to the Governor and the Legislature by a specified date; amending s. 20.23, F.S.; providing that the salary and benefits of the executive director of the Florida Transportation Commission shall be set in accordance with the Senior Management Service; amending s. 332.007, F.S.; authorizing the Department of Transportation to provide funds for certain general aviation projects under certain circumstances; amending s. 332.007, F.S., relating to the administration and financing of aviation and airport operational and maintenance projects of publicly owned airports; changing the expiration date of the financial programs to the year 2012 from 2007; providing an effective date.

By the Committee on Agriculture; and Senator Argenziano—

CS for SB 1880—A bill to be entitled An act relating to agricultural economic development; amending s. 70.001, F.S.; providing a deadline for an owner of agricultural land to present a claim prior to filing an action against a governmental entity regarding private property rights; amending s. 163.3162, F.S.; providing for application for an amendment to the local government comprehensive plan by the owner of land that meets certain provisions of the definition of an agricultural enclave; providing requirements relating to such applications; exempting certain amendments from specified rules of the Department of Community Affairs under certain circumstances; amending s. 163.3164, F.S.; defining the term “agricultural enclave” for purposes of the Local Government Comprehensive Planning and Land Development Regulation Act; creating s. 259.047, F.S.; providing requirements relating to the purchase of land on which an agricultural lease exists; amending s. 373.0361, F.S.; providing for recognition that alternative water supply development options for agricultural self-suppliers are limited; amending s. 373.2234, F.S.; conforming a cross-reference; amending s. 373.236, F.S.; requiring water management districts to inform landowners of the option to obtain certain consumptive use permits; creating s. 373.407, F.S.; providing for memoranda of agreement regarding qualification for agricultural-related exemptions; providing an effective date.

By the Committee on Environmental Preservation; and Senators Aronberg, Baker and Posey—

CS for SB 1958—A bill to be entitled An act relating to airboats; amending s. 327.02, F.S.; defining the terms “airboat” and “muffler”; conforming terminology; creating s. 327.391, F.S.; providing for the regulation of airboat operation and equipment; requiring a sound-muffling device, as described; requiring the display of flags, as described; providing penalties; amending s. 327.73, F.S.; providing penalties; amending s. 327.731, F.S.; providing for mandatory education; amending ss. 320.08, 328.17, 342.07, and 715.07, F.S.; correcting cross-references; amending s. 713.78, F.S.; correcting cross-references and conforming terminology; amending s. 616.242, F.S.; conforming terminology; providing an effective date.

By the Committee on Ethics and Elections; and Senator Posey—

CS for SB 2000—A bill to be entitled An act relating to ethics for public officers and employees; amending s. 104.31, F.S.; prohibiting employees of the state and its political subdivisions from participating in a political campaign; amending s. 112.313, F.S.; prohibiting certain disclosures or use by a former public officer, agency employee, or local government attorney; redefining the term “employee” to include certain

other-personal-services employees for certain postemployment activities; clarifying that existing postemployment restrictions apply to certain agency employees; providing an exemption from provisions prohibiting conflicts in employment to a person who, after serving on an advisory board, files a statement with the Commission on Ethics relating to a bid or submission; amending s. 112.3144, F.S.; specifying how assets and liabilities valued in excess of \$1,000 are to be reported by a reporting individual; conforming a cross-reference; amending s. 112.3145, F.S.; requiring that a delinquency notice be sent to certain officeholders by certified mail, return receipt requested; amending s. 112.3147, F.S.; deleting certain provisions relating to reporting the value of assets; amending s. 112.3148, F.S.; providing requirements for persons who have left office or employment as to filing a report relating to gifts; revising certain filing deadlines; amending s. 112.3149, F.S.; requiring that a report of honoraria by a person who left office or employment be filed by a specified date; amending s. 112.317, F.S.; authorizing the commission to recommend a restitution penalty be paid to the agency or the General Revenue Fund; authorizing the Attorney General to recover costs for filing suit to collect penalties and fines; deleting provisions imposing a penalty for the disclosure of information concerning a complaint or an investigation; amending s. 112.3185, F.S.; providing additional standards for state agency employees relating to procurement of goods and services by a state agency; authorizing an employee whose position was eliminated to engage in certain contractual activities; amending s. 112.321, F.S.; prohibiting an individual who qualifies as a lobbyist from serving on the commission; prohibiting a member of the commission from lobbying any state or local governmental entity; providing exceptions for individuals who are members of the commission on July 1, 2006, until the expiration of their current terms; amending s. 112.3215, F.S.; requiring the commission to adopt a rule detailing the grounds for waiving a fine and the procedures when a lobbyist fails to timely file his or her report; requiring automatic suspension of certain lobbyist registrations if the fine is not timely paid; requiring the commission to provide written notice to affected principals when a lobbyist's registration is automatically suspended and reinstated; amending s. 112.322, F.S.; authorizing travel and per diem expenses for certain witnesses; amending s. 914.21, F.S.; redefining the terms “official investigation” and “official proceeding,” for purposes of provisions relating to tampering with witnesses, to include an investigation by or proceeding before the Commission on Ethics; providing effective dates.

By the Committee on Children and Families; and Senator Baker—

CS for SB 2012—A bill to be entitled An act relating to persons with disabilities; amending s. 20.197, F.S.; requiring the director of the Agency for Persons with Disabilities to be subject to confirmation by the Senate; requiring the agency to create a Division of Budget and Planning and a Division of Operations; authorizing the director to recommend creating additional subdivisions of the agency in order to promote efficient and effective operation of the agency; amending s. 39.001, F.S., relating to the development of a comprehensive state plan for children; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending s. 39.202, F.S.; providing for certain employees, agents, and contract providers of the agency to have access to records concerning cases of child abuse or neglect for specified purposes; amending s. 39.407, F.S.; deleting provisions authorizing the treatment of a child under ch. 393, F.S., if the child is alleged to be dependent; amending s. 287.155, F.S.; authorizing the agency to purchase vehicles under certain circumstances; amending ss. 381.0072 and 383.14, F.S., relating to food service licenses and the Genetics and Newborn Screening Advisory Council, respectively; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; repealing s. 393.061, F.S., relating to a short title; amending s. 393.062, F.S.; revising legislative findings and intent to conform to changes in terminology; amending s. 393.063, F.S.; revising the definitions applicable to ch. 393, F.S., relating to developmental disabilities; amending s. 393.064, F.S.; revising the duties of the Agency for Persons with Disabilities with respect to prevention services, evaluations and assessments, intervention services, and support services; amending s. 393.0641, F.S.; defining the term “severe self-injurious behavior” for purposes of a program of prevention and treatment for individuals exhibiting such behavior; amending s. 393.065, F.S., relating to application for services and the determination of eligibility for services; providing for

children in the child welfare system to be placed at the top of the agency's wait list for waiver services; authorizing the agency to adopt rules; amending s. 393.0651, F.S., relating to support plans for families and individuals; revising the age at which support plans are developed for children; deleting a prohibition against assessing certain fees; creating s. 393.0654, F.S.; specifying circumstances under which an employee of the agency may own, operate, or work in a private facility under contract with the agency; amending s. 393.0655, F.S.; revising the screening requirements for direct service providers; providing a temporary exemption from screening requirements for certain providers; amending s. 393.0657, F.S.; revising an exemption from certain requirements for refingerprinting and rescreening; amending s. 393.066, F.S.; revising certain requirements for the services provided by the agency; requiring agency approval for purchased services; revising the agency's rulemaking authority; amending s. 393.067, F.S.; revising requirements governing the agency's licensure procedures; specifying that a license from the agency is not a property right; revising the requirements for background screening of applicants for licensure and managers, supervisors, and staff members of service providers; requiring that the agency adopt rules governing the reporting of incidents; deleting certain responsibilities of the Agency for Health Care Administration with respect to the development and review of emergency management plans; amending s. 393.0673, F.S.; requiring that the Agency for Persons with Disabilities adopt rules for evaluating violations and determining the amount of fines; amending s. 393.0674, F.S.; providing a penalty for failure by a provider to comply with background-screening requirements; amending s. 393.0675, F.S.; deleting certain obsolete provisions requiring that a provider be of good moral character; amending s. 393.0678, F.S.; deleting provisions governing receivership proceedings for an intermediate care facility for the developmentally disabled; amending s. 393.068, F.S.; requiring that the family care program emphasize self-determination; removing supported employment from the list of services available under the family care program; revising certain requirements for reimbursing a family care program provider; amending s. 393.0695, F.S., relating to in-home subsidies; requiring that the Agency for Persons with Disabilities adopt rules for such subsidies; amending s. 393.075, F.S., relating to liability coverage for facilities licensed by the agency; conforming terminology; amending s. 393.11, F.S.; revising provisions governing the involuntary admission of a person to residential services; clarifying provisions governing involuntary commitment; requiring that a person who is charged with a felony will have his or her competency determined under ch. 916, F.S.; conforming terminology; amending s. 393.122, F.S.; clarifying requirements governing applications for continued residential services; amending s. 393.13, F.S., relating to the Bill of Rights of Persons Who are Developmentally Disabled; deleting a provision protecting minimum wage compensation for certain programs; limiting the use of restraint and seclusion; requiring the agency to adopt rules governing the use of restraint or seclusion; revising requirements for client records; deleting certain requirements governing local advocacy councils; allowing the resident government to include disability advocates from the community; amending s. 393.135, F.S.; redefining the terms "covered person" and "sexual misconduct"; clarifying provisions making such misconduct a second-degree felony; amending s. 393.15, F.S.; establishing the Community Resources Development Loan Program to provide loans to foster homes, group homes, and supported employment programs; providing legislative intent; providing eligibility requirements; providing authorized uses of loan funds; requiring that the agency adopt rules governing the loan program; providing requirements for repaying loans; amending s. 393.17, F.S.; authorizing the agency to establish certification programs for persons providing services to clients; requiring that the agency establish a certification program for behavior analysts; requiring that the program be reviewed and validated; creating s. 393.18, F.S.; providing for a comprehensive transition education program for persons who have severe or moderate maladaptive behaviors; specifying the types of treatment and education centers providing services under the program; providing requirements for licensure; requiring individual education plans for persons receiving services; limiting the number of persons who may receive services in such a program; creating s. 393.23, F.S.; requiring that receipts from operating canteens, vending machines, and other like activities in a developmental disabilities institution be deposited in a trust account in a bank, credit union, or savings and loan association; describing how the moneys earned may be expended; allowing for the investment of the funds; requiring that the accounting system at the institution account for the revenues and expenses of the activities; requiring that sales tax moneys be remitted to the Department of Revenue; amending s. 393.501, F.S.; revising the agency's rulemaking authority; providing requirements for

rules governing alternative living centers and independent living education centers; amending s. 394.453, F.S.; declaring that the policy of the state is to achieve an ongoing reduction of the use of restraint and seclusion on persons with mental illness who are served by programs and facilities operated, licensed, or monitored by the agency; amending s. 394.455, F.S.; defining the terms "restraint" and "seclusion" for purposes of the Baker Act; amending s. 394.457, F.S.; requiring the Department of Children and Family Services to adopt rules for the use of restraint and seclusion for cases handled under the Baker Act; amending s. 394.879, F.S.; requiring that rules be adopted for the use of restraint and seclusion; amending s. 397.405, F.S.; clarifying an exemption from licensure provided to certain facilities licensed under ch. 393, F.S.; amending s. 400.419, F.S.; requiring that a list of facilities subject to sanctions or fines be disseminated to the Agency for Persons with Disabilities; amending s. 400.960, F.S.; revising definitions for purposes of part XI of ch. 400, F.S., relating to nursing homes and related facilities; amending s. 400.967, F.S., relating to rules and classification deficiencies; conforming provisions to the transfer of duties from the Department of Children and Family Services to the Agency for Persons with Disabilities; requiring that rules be adopted for the use of restraint and seclusion; amending ss. 402.115, 402.17, 402.181, 402.20, 402.22, and 402.33, F.S.; including the Agency for Persons with Disabilities within provisions governing the sharing of information, claims for the care and maintenance of facility residents, county contracts for services for persons with developmental disabilities, education programs for students who reside in state facilities, and fees for services; conforming provisions to changes made by the act; amending s. 408.036, F.S., relating to projects that are exempt from obtaining a certificate of need; conforming terminology; amending s. 409.221, F.S., relating to the consumer directed care program; conforming provisions to changes made by the act; amending ss. 409.908 and 409.9127, F.S., relating to the Medicaid program; conforming a cross-reference; deleting obsolete provisions; amending ss. 411.224 and 411.232, F.S.; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending ss. 415.102, 415.1035, 415.1055, and 415.107, F.S.; conforming terminology; including the Agency for Persons with Disabilities within provisions providing requirements that a facility inform residents of certain rights, notification requirements for administrative entities, and requirements for maintaining the confidentiality of reports and records; amending s. 419.001, F.S., relating to site selection of community residential homes; revising definitions; amending s. 435.03, F.S., relating to screening standards; conforming terminology and a cross-reference; amending ss. 490.014 and 491.014, F.S., relating to exemptions from licensure for psychologists and certain specified counselors, respectively; conforming provisions to changes made by the act; amending ss. 944.602, 945.025, 947.185, 984.19, 984.225, 984.226, and 985.224, F.S., relating to the Department of Corrections, the Parole Commission, children in need of services, and petitions alleging delinquency; conforming provisions to the transfer of duties from the Developmental Disabilities Program Office within the Department of Children and Family Services to the Agency for Persons with Disabilities; amending s. 1003.58, F.S.; including facilities operated by the Agency for Persons with Disabilities within provisions governing the residential care of students; amending ss. 17.61, and 400.464, F.S., relating to the Community Resources Development Trust Fund and home health services for persons with disabilities, respectively; conforming provisions to changes made by the act; amending s. 984.22, F.S.; removing a provision that specifies fines be deposited into the Community Resources Development Trust Fund; providing an effective date.

By the Committee on Regulated Industries; and Senator Clary—

CS for SB 2060—A bill to be entitled An act relating to the practice of architecture and interior design; amending s. 481.203, F.S.; defining the term "responsible supervising control"; amending s. 481.223, F.S.; authorizing certain architects to use the title "Architect, Retired"; authorizing certain interior designers to use the title "Interior Designer, Retired"; providing an effective date.

By the Committee on Environmental Preservation; and Senator Bennett—

CS for SB 2102—A bill to be entitled An act relating to land management; creating s. 259.1053, F.S.; creating the Babcock Ranch Preserve

Act; providing a short title; providing definitions; creating Babcock Ranch, Inc., a not-for-profit corporation to be incorporated in the state; providing that the corporation shall act as an instrumentality of the state for purposes of sovereign immunity under s. 768.28, F.S.; providing that the corporation shall not be an agency under s. 20.03, F.S.; providing that the corporation is subject to the provisions of chs. 119 and 286, F.S., requiring public records and meetings; providing for the corporation to be governed by the Babcock Board of Directors; providing for the appointment of board members and terms of office; prohibiting any board member from voting on any measure that constitutes a conflict of interest; providing for the board members to serve without compensation, but to receive per diem and travel expenses; authorizing state agencies to provide state employees for purposes of implementing the Babcock Ranch Preserve; providing certain powers and duties of the corporation; providing limitations on the powers and duties of the corporation; providing that the corporation and its subsidiaries must provide equal employment opportunities; providing for the corporation to establish and manage an operating fund; requiring an annual financial audit of the accounts and records of the corporation; requiring annual reports by the corporation to the Board of Trustees of the Internal Improvement Trust Fund, the Legislature, the Department of Agriculture and Consumer Services, and the Fish and Wildlife Conservation Commission; requiring that the corporation prepare an annual budget; specifying a goal of self-sustaining operation within a certain period; providing for the corporation to retain donations and other moneys; requiring that the corporation adopt articles of incorporation and bylaws subject to the approval of the Board of Trustees of the Internal Improvement Trust Fund; authorizing the corporation to appoint advisory committees; providing requirements for a comprehensive business plan; specifying the procedures by which the corporation shall assume the management and operation of the Babcock Ranch Preserve; prohibiting the corporation from taking certain actions without the consent of the Board of Trustees of the Internal Improvement Trust Fund; requiring that the corporation be subject to certain state laws and rules governing the procurement of commodities and services; authorizing the corporation to assess fees; providing for management of the Babcock Ranch Preserve until expiration of a current management agreement; providing for reversion of the management and operation responsibilities to certain agencies upon the dissolution of the corporation; providing that the corporation may be dissolved only by an act of the Legislature; providing for reversion of funds upon the dissolution of the corporation; providing a contingent effective date.

By the Committee on Transportation; and Senator Baker—

CS for SB 2128—A bill to be entitled An act relating to vessels; amending s. 206.606, F.S.; revising provisions governing the use of moneys in the State Game Trust Fund in the Fish and Wildlife Conservation Commission; revising criteria governing rulemaking by the commission regarding a Florida Boating Improvement Program and criteria for funding eligible projects; amending s. 327.59, F.S.; authorizing marina owners, operators, employees, and agents to take actions to secure vessels during severe weather and to charge fees and be held harmless for such service; authorizing contract provisions and notice relating to removing or minimizing damage to vessels and protection of marina property and the environment; amending s. 327.60, F.S.; providing for regulation by local governments of the mooring or anchoring of floating structures or live-aboard vessels; amending s. 328.64, F.S.; requiring vessel owners to notify the Department of Highway Safety and Motor Vehicles on a form prescribed by the department concerning ownership, destruction, or abandonment of a vessel; requiring the department to attach the form to each vessel title it issues or renews; requiring the department to adopt rules that require correction of the address of the holder of a certificate of registration; amending s. 328.72, F.S.; revising provisions governing distribution of certain fees concerning vessel registration; disallowing the use of the proceeds of such fees for manatee and marine mammal protection and recovery; requiring counties to provide an annual report to the Fish and Wildlife Conservation Commission concerning use of such fees; removing a provision authorizing the commission to grant an exception to reporting requirements; providing for redistribution of fees to the Marine Resources Conservation Trust Fund rather than the county if the report is not provided; providing for use of funds so redistributed; amending s. 376.11, F.S.; revising provisions relating to the Florida Coastal Protection Trust Fund to conform to changes made by the act; amending s. 376.15, F.S.; prohibiting the storage, abandonment, or leaving of a derelict vessel in the state; specifying officers authorized to remove certain derelict vessels from public

waters; providing that certain costs are recoverable; requiring the Department of Legal Affairs to represent the Fish and Wildlife Conservation Commission in certain actions; expanding eligibility for disbursement of grant funds for the removal of derelict vessels; amending s. 403.813, F.S.; providing exemptions from permitting by the Department of Environmental Protection for certain floating vessel platforms; directing the department to adopt a general permit for certain platforms; revising provisions that prohibit more stringent regulation by a local government; amending s. 705.101, F.S.; defining certain vessels as abandoned property; amending s. 705.103, F.S.; applying provisions denying a certificate of registration to the owner of an abandoned or lost vessel; amending s. 823.11, F.S.; defining the term “derelict vessel”; revising provisions relating to derelict vessels and the removal of such vessels; specifying which officers may remove such vessels; providing that vessel removal may be funded by certain grants; requiring the Department of Legal Affairs to represent the Fish and Wildlife Conservation Commission in certain actions to collect removal costs from the owner of a removed vessel; applying provisions denying a certificate of registration to such an owner; deleting a provision authorizing the commission to delegate certain authority to local governments under certain circumstances; authorizing certain private property owners to remove a derelict vessel at the expense of the vessel owner; providing for notice to the vessel owner prior to removal; providing for jurisdiction of a criminal court to order civil penalties for certain violations; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Tom Lee, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 167 and HB 201 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By Representative Hays and others—

HB 167—A bill to be entitled An act relating to household moving services; amending s. 83.803, F.S.; revising the definition of the term “self-contained storage unit” to include smaller units; requesting the Division of Statutory Revision to redesignate the title of ch. 507, F.S.; amending s. 507.01, F.S.; revising definitions; defining “household move,” “moving broker,” and “moving container”; amending s. 507.02, F.S.; revising the construction, application, and intent of regulations for household moving services; providing for application to moving brokers; amending s. 507.03, F.S.; revising mover registration provisions and providing for application to moving brokers; requiring moving brokers to register with the Department of Agriculture and Consumer Services; providing requirements and fees for such registration; providing for certificate of registration; requiring display of the certificate; requiring brokers to obtain local registration or license when required by the county or municipality where the broker’s principal place of business is located; deleting provisions for issuance by the department of a certificate of registration when a mover submits proof of local license or registration; revising requirements for content of contracts; revising advertising requirements; requiring a mover’s vehicles to display certain signage; revising provisions for changes in registration; providing for denial, refusal to renew, or revocation of registration; revising requirements to provide evidence of current and valid insurance coverage to include certain alternative coverage; amending s. 507.04, F.S.; revising provisions requiring a mover to maintain certain insurance coverages; requiring a mover to submit evidence of liability insurance before registration; providing requirements for liability insurance coverage; authorizing the Department of Agriculture and Consumer Services to suspend a mover’s registration and seek an injunction in circuit court if the mover fails to maintain insurance coverage; providing penalties; authorizing certain movers and requiring moving brokers to maintain a performance bond or certificate of deposit in lieu of certain liability insurance coverage; providing requirements for the performance bond or certificate of deposit; providing for payment of claims pursuant to department order in an administrative proceeding; revising requirements for motor vehicle

coverage; specifying that insurance coverages must be issued by a licensed insurance company or carrier; prohibiting certain limits of liability for a mover's loss or damage of a shipper's goods; requiring certain disclosures of liability limitations; authorizing a mover to offer valuation coverage under specified conditions; providing that valuation coverage meeting specified conditions satisfies certain liability of a mover; requiring certain disclosures of valuation coverage; amending s. 507.05, F.S.; revising requirements for content of contracts; amending s. 507.06, F.S.; revising provisions for delivery and storage of household goods to provide for delivery to a storehouse or warehouse; amending s. 507.07, F.S.; requiring that moving brokers annually register with the department; revising provisions relating to prohibited acts and violations; specifying that making certain false statements is a violation regardless of whether the statements are material; amending s. 507.11, F.S.; providing penalties; amending ss. 507.08, 507.09, 507.10, 507.12, and 507.13, F.S., relating to deceptive and unfair trade practice, administrative remedies and penalties, civil penalties and remedies, the General Inspection Trust Fund, and local regulation; providing for application to moving brokers; clarifying and conforming provisions; providing for the adoption of rules; creating s. 205.1975, F.S.; prohibiting a county or municipality from issuing or renewing an occupational license to a mover or moving broker under certain circumstances; providing an effective date.

—was referred to the Committees on Commerce and Consumer Services; Transportation; Banking and Insurance; and Community Affairs.

By Representative Poppell and others—

HB 201—A bill to be entitled An act relating to nonjudicial sale of vessels; amending s. 328.17, F.S.; revising notice requirements of a marina having a possessory lien on a vessel for unpaid costs, charges, or fees prior to nonjudicial sale of the vessel, including expenses for the removal and disposal of certain vessels in a wrecked, junked, or substantially dismantled condition; reducing the time allowed to pay the fees, charges, and costs giving rise to the lien prior to sale of the vessel; providing for suspending application for a certain time after a named storm; revising requirements with respect to perfection of and priority over prior or other liens; providing an effective date.

—was referred to the Committees on Transportation; and Judiciary.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 16 was corrected and approved.

CO-INTRODUCERS

Senators Alexander—SB 1554; Aronberg—SCR 204; Atwater—SB 376, SB 1554, SB 1966, SB 2290; Baker—SB 1554; Bennett—SB 1554; Bullard—CS for SB 366, CS for SB 1566, SB 1612, SB 1658, CS for SB 1750; Campbell—SB 910; Constantine—SB 1554; Crist—CS for SB 450, SB 488; Diaz de la Portilla—SB 1554; Dockery—SB 1554; Fasano—SB 1554; Haridopolos—SB 1384; Hill—SCR 204, SB 2440; Jones—SB 1554; King—SB 1554, SB 1612, SB 2218; Lawson—SCR 204, SB 2440; Lynn—CS for SB 80, SB 694, SB 1206, CS for SB 1318, SB 1554, CS for SB 1750; Margolis—SB 1242; Miller—SJR 194, CS for SB 1750; Posey—CS for SB 1318, SB 1554; Rich—SB 910, SB 1700; Sebesta—SB 2006; Wilson—SB 390; Wise—SB 1554

Senator Lynn withdrew as co-introducer of SB 658.

Senator Campbell withdrew as introducer of SB 1700.

Senators King and Klein were recorded as prime introducers of SB 2084.

RECESS

On motion by Senator Pruitt, the Senate recessed at 10:16 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 23 or upon call of the President.

SENATE PAGES

March 20-24, 2006

Megan Campbell, Ormond Beach; Jesse Dreaden, Crestview; Cody Dreaden, Crestview; Elita "Joy" Fulford, Tallahassee; James "Reynolds" Griner, Tallahassee; Amanda Gonzalez, Tallahassee; Jesse Jackson, Tallahassee; Rebecca Kjeer, Plant City; Misty Klock, Plant City; Brit-tany Kotchman, Seminole; Melissa Kotchman, Seminole; Brent Lang, Tallahassee; Garrett Nemeroff, Delray Beach; Jeremy Pierce, Starke; Patrick Smith, O'Brien; James "Jim" Stephens, Greenville; Robert "Rob" Tomczak, Valrico

BILL ACTION SUMMARY

WEDNESDAY, MARCH 22, 2006

| | | |
|---|------|---|
| S | 122 | Read second time |
| S | 162 | Read third time; CS passed 40-0 |
| S | 244 | Substituted HB 167; Laid on Table, refer to HB 167 |
| S | 248 | Read third time; CS passed 40-0 |
| S | 460 | Read second time |
| S | 540 | Read second time |
| S | 542 | Read third time; Passed 40-0 |
| S | 648 | Substituted HB 201; Laid on Table, refer to HB 201 |
| S | 738 | Read third time; CS passed 40-0 |
| S | 1198 | Read third time; Passed 40-0 |
| S | 1270 | Read third time; Passed 40-0 |
| S | 1284 | Read third time; Passed as amended 40-0 |
| S | 1304 | Read second time |
| S | 1318 | Read second time |
| S | 1370 | Read second time |
| S | 1400 | Read third time; Passed 40-0 |
| S | 1506 | Read third time; CS passed 40-0 |
| S | 1620 | Read third time; CS passed 40-0 |
| S | 1756 | Read third time; Passed 40-0 |
| S | 2136 | Read second time; Adopted |
| S | 2158 | Withdrawn from further consideration |
| S | 2768 | Read second time; Adopted |
| S | 2772 | Read second time; Adopted |
| S | 2790 | Read second time; Adopted |
| S | 2794 | Read second time; Adopted |
| H | 167 | Substituted for CS for SB 244; Read second time; Read third time; Passed 40-0 |
| H | 201 | Substituted for CS for SB 648; Read second time; Read third time; Passed 38-2 |

JOURNAL OF THE SENATE

Daily Indices for March 22, 2006

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BA — Bill Action
BP — Bill Passed
CO — Co-Introducers
CR — Committee Report

CS — Committee Substitute, First Reading
FR — First Reading
MO — Motion

| | | | |
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| SB 6 | (FR) 277 | CS/SB 1080 | (CR) 277 |
| SB 12 | (FR) 277 | SB 1146 | (CR) 276 |
| SB 14 | (FR) 277 | SB 1148 | (CR) 276 |
| SB 16 | (FR) 278 | CS/SB 1166 | (CR) 276 |
| SB 18 | (FR) 278 | CS/SB 1170 | (CR) 276 |
| CS/SB 80 | (CO) 310 | SB 1198 | (BA) 272, (BP) 272 |
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| CS/SB 566 | (CR) 277 | CS/SB 1536 | (CR) 275 |
| CS/SB 640 | (CS) 304 | CS/SB 1540 | (CS) 306 |
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| CS/SB 648 | (BA) 271 | SB 1554 | (CO) 310 |
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